#### IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

NATALIE ANDERSON, TIFFANY	§
VASQUEZ, and BRIANA	§
BALDERAS	§
	§
Plaintiffs,	§
	§
<b>v.</b>	<b>§ CASE NO. 5:23-cv-00911-XR</b>
	§
RUIZ AND LOUVIN	§
ENTERPRISES, LLC, ERIC	§
LOUVIN, MEGAN LOUVIN,	§
	§
Defendants.	<b>§</b>

## DEFENDANTS' RESPONSE IN OPPOSITION TO PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT

Dated: April 5, 2024 Respectfully submitted,

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NOW COMES, Defendants, Ruiz and Louvin Enterprises, LLC, Eric Louvin, individually, and Megan Louvin, individually, (hereinafter "Defendants") file this response in opposition to Plaintiffs, Natalie Anderson, Tiffany Vasquez, and Briana Balderas' Motion for Partial Summary Judgment, respectfully requesting the Honorable Court to DENY Plaintiffs' Motion for the following reasons:

#### **SUMMARY OF THE ARGUMENT**

Plaintiffs filed this collective action lawsuit on July 21, 2023 alleging Defendants violated the Fair Labor Standards Act, 29 U.S.C. § 201 et seq. ("FLSA") by failing to pay Plaintiffs' overtime compensation when Plaintiffs worked more than forty hours in workweek. Defendants have simultaneously filed a Motion for Leave and a Motion for Continuance showing good cause exists to allow Defendants to assert counterclaims and for this Court to allow additional time for discovery. Plaintiffs' Motion for Partial Summary Judgment is based solely on "deemed admissions." However, Defendants have simultaneously filed a Motion to Withdraw Deemed Admissions and have submitted material evidence in this response that create material fact issues as to whether the FLSA is applicable.

Moreover, Defendants have presented material evidence that Plaintiff Natalie Anderson was keeping cash deposits submitted by customers for her own personal use and gain. It is clear that more discovery is needed in this case to uncover whether any other Plaintiff engaged in the same acts as Plaintiff Natalie Anderson. Given Plaintiffs' roles and actions include non-manual work directly related to the employer's customers and

exercised discretion with respect to matters of significance to Defendants. Each Plaintiff is not entitled to summary judgment on any issue presented in the Motion. As such, Defendants request the entry of an Order denying Plaintiffs' Partial Motion for Summary Judgment and granting Defendants' Motion for Leave and Continuance to allow the parties additional time to conduct discovery and refile dispositive motions after discovery has been completed.

#### NATURE OF THE PROCEEDINGS

On July 21, 2023, Plaintiffs filed suit against Defendants alleging overtime violations and retaliation under the Fair Labor Standards Act ("FLSA"), 29 U.S.C. § 216 (b), et seq.

On March 25, 2024, Plaintiffs' filed their Motion for Partial Summary Judgment. **Dkt. 13**. Defendants have filed this response in a timely manner according to the Federal and Local Rules. Simultaneously, on March 25, 2024, Defendants filed a Motion for Leave to file an Amended Answer and Counterclaims asserting claims against Plaintiff Anderson pursuant to the Texas Theft Liability Act, conversion, fraud, misrepresentation, and breach of fiduciary duties. **Dkt. 14**, **Dkt. 15**.

Defendants have respectfully ask this Court for additional time to conduct discovery and to allow Defendants the opportunity to assert its counterclaims in this matter. Defendants have asked that the discovery deadline be modified to conclude on July 26, 2024 and dispositive motion deadline to be modified to conclude on August 9, 2024. Given that parties need additional time to gather evidence on these issues, Plaintiffs' partial

motion should be denied as not ripe for consideration and should be denied, in its entirety, with an opportunity for both parties to refile prior to the proposed amended dispositive motion deadline.

#### **ISSUES PRESENTED**

- 1. Whether Plaintiffs' partial motion for summary judgment should be denied given that Plaintiffs failed to produce material evidence that Defendants had an "annual gross volume of sales made or business done" of "not less than \$500,000," during the relevant period, therefore, the Defendants are not subject to the FLSA. Plaintiffs have failed to provide undisputed evidence of Defendants' gross volume of sales and therefore their Motion should be denied because material issues exist as to whether Defendants are subject to the FLSA.
- 2. Whether Plaintiffs partial motion for summary judgment should be denied given that Defendants have presented material fact issues that infer Defendants acted in good-faith and these issues are ripe for the factfinder.
- 3. Whether Plaintiffs partial motion for summary judgment should be denied given that Defendants kept accurate time records for Plaintiffs, starting in January 2023, and Plaintiffs were exempt salaried employees, therefore the FLSA is inapplicable.

#### STATEMENT OF MATERIAL FACTS

A. Plaintiffs' job duties fall within the "administrative" exemption from the FLSA's overtime requirements.

#### **Natalie Anderson**

Plaintiff, Natalie Anderson, was hired by Defendants in April 2022 as a Title Specialist. **Defendant's Exhibit A; Exhibit C**. Plaintiff Anderson was promoted to an Administrative Assistant position in October 2022, which she held until her resignation in May 2023. *Id*.

As a *Title Specialist* Plaintiff Anderson's primary duty included processing and researching titles and assisting with additional office duties at the time. *Id.* As a *Title Specialist* Plaintiff Anderson's salary was \$760 per week or \$1,520 biweekly. *Id.* As an Administrative Assistant Plaintiff Anderson's primary duties include funding car deals, assisting the new title specialist, quick books, accounting, managing customer downpayments (including cash downpayments), preparing deposits, and processing warranties. *Id.* 

Plaintiff Anderson abruptly quit after Defendants began to suspect Plaintiff Anderson was engaging in employment theft and after Defendants requested a meeting with Plaintiff Anderson, she guit and filed this lawsuit under the FLSA. Id. Defendants were forced to hire a private investigator to uncover the theft and fraudulent practices of Plaintiff Anderson. Ex. C at 0160-167.. An investigator found \$112,260 in was not properly deposited in Defendants' bank account and efforts were made to hide the misappropriation of funds by manipulating Defendants' financial records and payment documentation. *Id.* Plaintiff Anderson was the only person to have access to both the cash down payments submitted by customers that were kept in a secure location, and Plaintiff Anderson was responsible for accounting for it, which included abiding by Defendants' process for receiving and recording customers' downpayments in Defendants' bank accounts. Id. Plaintiff Anderson exercised discretion and independent judgment, specifically, she had independent choice in such matters of significance, such as, accounting for Defendants' customer's cash downpayments, securing the cash downpayments in a safe location, and depositing the cash downpayments in Defendants' bank account. *Id*.

#### **Tiffany Vasquez**

Plaintiff, Tiffany Vasquez, was hired by Defendants in October 2022 as a Title Specialist. **Defendant's Exhibit A; Exhibit D**. Plaintiff Vasquez was employed as a Title Specialist until her resignation in May 2023. *Id*.

As a *Title Specialist* Plaintiff Vasquez's primary duty included processing and researching titles, prepping incoming car deals, and handling the funding. *Id.* Plaintiff Vasquez was required to determine when a vehicle's title should be taken to avoid Defendants having to incur civil penalties. *Id.* Plaintiff Vasquez exercised discretion and independent judgment, specifically, she had independent choice in such matters of significance, such as, researching and processing titles to avoid civil penalties. *Id.* As a *Title Specialist* Plaintiff Vasquez's salary was \$720 per week or \$1,440 biweekly. *Id.* 

Ironically, in May 2023, Plaintiff Vasquez abruptly quit after Defendants began to suspect Plaintiff Anderson was engaging in employment theft and after Defendants requested a meeting with Plaintiff Anderson, Plaintiff Vasquez quit and filed this lawsuit under the FLSA. *Id*.

#### **Briana Balderas**

Plaintiff, Briana Balderas, was hired by Defendants in August 2022 as a Funding Specialist. **Defendant's Exhibit A; Exhibit E**. Plaintiff Balderas was employed as a Funding Specialist until her resignation in May 2023. *Id*.

As a *Funding Specialist* Plaintiff Balderas' primary duty included communicating with lenders to facilitate funding, obtaining documents from customers to complete funding, and corresponding with banks to help facilitate transactions. *Id.* Plaintiff Balderas had access to Defendants' lenders and she was responsible for communicating directly with the lenders to facilitate the transaction between Defendants and their customers, which has a financial impact on Defendants' business. *Id.* Plaintiff Balderas exercised discretion and independent judgment, specifically, she had independent choice in such matters of significance, such as, communicating directly with the lenders to facilitate the transaction between Defendants and its customers. *Id.* As a *Funding Specialist* Plaintiff Balderas' salary was \$800 per week or \$1,600 biweekly. *Id.* 

Ironically, in May 2023, Plaintiff Balderas abruptly quit after Defendants began to suspect Plaintiff Anderson was engaging in employment theft and after Defendants requested a meeting with Plaintiff Anderson, Plaintiff Balderas quit and filed this lawsuit under the FLSA. *Id*.

## B. Plaintiffs were paid as "salaried" exempt employees, and even if Plaintiffs' were nonexempt, Plaintiffs worked minimal overtime hours, if any.

All Plaintiffs were paid as salaried exempt employees, and their salary was based on an agreed hourly rate multiplied by eighty (80) hours. **Defendant's Exhibit A**. Plaintiffs were not encouraged to work overtime because they were exempt salaried employees and Plaintiffs only worked extra hours if time was missed during the regular work week. *Id*. Defendants reasonably believed Plaintiffs were exempt salaried employees, therefore, prior to January 2023 Defendants did not have an official time-tracking system. *Id*.

In January 2023, Defendants began to use a time-tracking system to record Plaintiffs' hours. *Id.* Each Plaintiff on average worked less than forty (40) hours a week. *Id.*; Exhibit C-E. However, there are only a few weeks were Plaintiff Anderson and Plaintiff Vasquez worked more than forty (40) hours in one workweek. Defendants' Exhibit C and Exhibit D. There are no records that show Plaintiff Balderas worked more than forty (40) hours, in a week, during her employment. Defendants' Exhibit E. The weeks have been identified as follows:

<u>Plaintiff Anderson</u> averaged less than forty (40) hours per week. The only weeks Anderson worked over forty hours are:

i. 
$$(1/16/23 - 1/20/23) - 40.77$$
 hours

ii. 
$$(1/23/23 - 1/27/23) - 40.85$$
 hours

iii. 
$$(2/20/23 - 2/24/23) - 42.44$$
 hours

iv. 
$$(2/27/23 - 3/3/23) - 44.03$$
 hours

v. 
$$(3/13/23 - 3/17/23) - 40.95$$
 hours

vi. 
$$(3/27/23 - 3/31/23) - 40.70$$
 hours

**<u>Defendants' Exhibit C.</u>** During Plaintiff Anderson's employment she has accumulated only <u>9.74</u> overtime hours that she now alleges she was not paid for. <u>Id. at 00034-00071</u>.

<u>Plaintiff Vasquez</u> averaged forty (40) hours per week. The only weeks Vasquez worked over forty hours are:

I. 
$$(1/23/23 - 1/27/23) - 41.15$$
 hours

II. 
$$(1/30/23 - 2/3/23) - 40.90$$
 hours

III. 
$$(2/6/23 - 2/10/23) - 42.55$$
 hours

IV. 
$$(2/13/23 - 2/17/23) - 41.41$$
 hours

V. 
$$(2/20/23 - 2/24/23) - 43.54$$
 hours

$$VI.(2/27/23 - 3/3/23) - 41.63$$
 hours

VII. 
$$(3/6/23 - 3/10/23) - 42.79$$
 hours

VIII. 
$$(3/13/23 - 3/17/23) - 41.78$$
 hours

$$IX.(3/20/23 - 3/24/23) - 43.38$$
 hours

X. 
$$(4/3/23 - 4/7/23) - 43.43$$
 hours

XI.(4/10/23 - 4/14/23) - 41.08 hours

XII. (4/17/23 - 4/21/23) - 42.07 hours

XIII. (4/24/23 - 4/28/23) - 40.88 hours

XIV.(5/15/23 - 5/19/23) - 42.19 hours

**Defendants' Exhibit D**. During Plaintiff Vasquez's employment she has accumulated only **28.78** overtime hours that she now alleges she was not paid for. *Id.* at 00134-00159.

Defendants' pay records are needed to show, at minimum, material fact disputes as to whether Defendants' time records are inaccurate and whether Plaintiffs' regularly worked over forty (40) hours. Furthermore, Defendants were tracking the correct number of hours worked by Plaintiffs and was therefore able to verify that they were paying Plaintiffs in accordance to their agreed salary.

#### SUMMARY JUDGMENT STANDARD OF REVIEW

Summary judgment is proper if there is no genuine issue as to any material fact and the moving party is entitled to judgment as a matter of law. *See* Fed. R. Civ. P. 56(c). An issue is material if its resolution could affect the outcome of the action. *Daniels v. City of Arlington*, 246 F.3d 500, 502 (5th Cir. 2001). The Court must examine "whether the evidence presents a sufficient disagreement to require submission to a jury or whether it is so one-sided that one party must prevail as a matter of law." *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 251--52, 106 S. Ct. 2505, 91 L.Ed.2d 202 (1986)(emphasis added). In making this determination, the Court must consider the record as a whole by reviewing all pleadings, depositions, affidavits, and admissions on file, drawing all justifiable inferences in favor of the party opposing the motions. *Matsushita Elec. Indus. Co. v. Zenith Radio* 

Corp., 475 U.S. 574, 587, 106 S. Ct. 1348, 89 L.Ed.2d 538 (1986)(emphasis added). The Court will not weigh the evidence or evaluate the credibility of witnesses. *Caboni v. General Motors Corp.*, 278 F.3d 448, 451 (5th Cir. 2002)(emphasis added).

The movant bears the initial burden of showing the absence of a genuine issue of material fact. *See Celotex Corp. v. Catrett*, 477 U.S. 317, 323, 106 S. Ct. 2548, 91 L.Ed.2d 265 (1986). If the movant demonstrates there is an absence of evidence to support the nonmovant's case, the nonmovant must come forward with specific facts showing that there is a genuine issue for trial. *See Matsushita*, 475 U.S. at 587. After the nonmovant has been given an opportunity to raise a genuine factual issue, if no reasonable juror could find for the nonmovant, summary judgment will be granted. *Caboni*, 278 F.3d at 451.

In the case at hand, Plaintiffs assert claims for uncompensated overtime that is composed of exempt work time associated with providing services to Defendant's customers. Assessing the summary-judgment evidence confirms that there are triable issues to preclude summary judgment.

#### **ARGUMENTS AND AUTHORITIES**

- A. Plaintiffs' Motion should be DENIED because material fact issues exist as to whether the FLSA applies to Defendant because no evidence has been produced that Defendants had an "annual gross volume of sales made or business done" of not less than \$500,000 and no evidence has been proved to contradict that Plaintiffs were exempt under the FLSA.
- 1. There is a material fact issue as to whether Defendants are subject to the FLSA's enterprise coverage, given that there is no evidence in the record that purports Defendants had an "annual gross volume of sales made or business done" of not less than \$500,000.

Therefore, the Court should deny Plaintiffs' Motion to allow more time for discovery on this issue.

Under the FLSA, an employer must pay overtime compensation to its non-exempt employees who work more than 40 hours a week." *Avila v. SLSCO, Ltd.*, No. 3:18-CV-00426, 2022 WL 784062, at \*11 (S.D. Tex. Mar. 15, 2022), *report and recommendation adopted*, No. 3:18-CV-00426, 2022 WL 980273 (Mar. 31, 2022) (citing 29 U.S.C. § 207(a)(1)). "The minimum wage and overtime provisions of the Fair Labor Standards Act apply to employees of 'an enterprise engaged in commerce or in the production of goods for commerce,' 29 U.S.C. §§ 206, 207, which 'enterprise' is statutorily defined, inter alia, as requiring an annual gross volume of business done as not less than [\$500,000], 29 U.S.C. § 203(s)(1)." *Donovan v. Grim Hotel Co.*, 747 F.2d 966, 969 (5th Cir. 1984).

Plaintiffs allege that Defendants, through "deemed admissions" admit that they are subject to the provisions of the FLSA. <u>Dkt. 13 pg. 5</u>. The deemed admissions Plaintiffs attempt to use as evidence, in no way satisfies Plaintiffs' burden of proof that Defendants were subject to the FLSA. *Id.* Plaintiffs' deemed admission broadly states Defendants have admitted that "they were required to comply with provisions of the FLSA" and "Defendants should have paid Plaintiffs overtime premiums." *Id.* This evidence alone is not enough to infer that Defendants had an "annual gross volume of sales made or business done" of "not less than \$500,000," during the relevant period. Material fact disputes exist as to whether Defendants are subject to the FLSA, given that there is no evidence in the summary judgment record demonstrating Defendant's annual sales during the relevant period. More discovery on this issue is needed for both parties to prepare for trial and Plaintiffs' should

be precluded from summary judgment because material fact issues exist as to whether Defendants are subject to enterprise coverage under the FLSA because no evidence has been produced that tends to show Defendants had an annual gross volume of sales made or business done of not less than \$500,000. On this issue alone, we respectfully ask this Court to **DENY** Plaintiffs' Motion for Summary Judgment and **GRANT** Defendants' Motion for Continuance to allow additional time for discovery on these issues, which will allow the parties to refile dispositive motions at the conclusion of discovery.

2. There is a material fact issue as to whether Plaintiffs, or at minimum Plaintiff Anderson, are exempt employees under the FLSA. Therefore, the Court should deny Plaintiffs' Motion to allow more time for discovery on this issue.

An employee qualifies as an administrative employee-and is exempt from the FLSA's overtime pay requirement-if: (1) she is compensated on a salary or fee basis at a rate of not less than \$684 per week; (2) her "primary duty" is the performance of office or non-manual work directly related to the management or general business operations of the employer or the employer's customers; and (3) her "primary duty" includes the exercise of discretion and independent judgment with respect to matters of significance. 29 C.F.R. § 541.200(a).

The administrative exemption is an affirmative defense, and the burden of establishing the exemption rests squarely on the employer. *See Fraser v. Patrick O'Connor & Assocs., L.P.*, 954 F.3d 742, 745 (5th Cir. 2020). The U.S. Supreme Court has rejected the principle that the FLSA's exemptions should be construed narrowly against the employer and instead determined that district courts must give the exemptions a "fair

reading." *Encino Motorcars, LLC v. Navarro*, 138 S.Ct. 1134, 1142 (2018) ("Because the FLSA gives no textual indication that its exemptions should be construed narrowly, there is no reason to give them anything other than a fair (rather than a narrow) interpretation.").

"The decision whether an employee is exempt . . . is primarily a question of fact." *Lott v. Howard Wilson Chrysler-Plymouth, Inc.*, 203 F.3d 326, 330 (5th Cir. 2000). "However, the ultimate decision whether the employee is exempt from the FLSA's overtime compensation provisions is a question of law." *Id*.

Here, Defendants have presented material fact disputes as to whether the FLSA's administrative exemption applies to Plaintiffs. It is undisputed that Plaintiffs' satisfy the administrative exemption's weekly salary requirement: Plaintiff Anderson (\$760 per week); Plaintiff Vasquez (\$720 per week); and Plaintiff Balderas (\$800 per week). 

Defendants' Exhibit A, C, D, E. It is undisputed that Plaintiffs performed office and or non-manual work directly related to assisting with the running or servicing of Defendants' business. 

Defendants' Exhibit A, C, D, E. However, at the summary judgment stage, Defendants have presented triable issue of fact as to whether Plaintiffs' primary duties included "the exercise of discretion and independent judgment with respect to matters of significance." At minimum, it has been shown that Plaintiff Anderson had discretion and independent judgment regarding accounting for customer downpayments and bank deposits. Defendants' Exhibit C.

"In general, the exercise of discretion and independent judgment involves the comparison and the evaluation of possible courses of conduct and acting or making a decision after the various possibilities have been considered." 29 C.F.R. §541.201(a); §

541.202(a). "The term 'matters of significance' refers to the level of importance or consequence of the work performed." *Id*.

Here, Defendants assert that Anderson, Vasquez, and Balderas' job duties satisfy the third prong. Plaintiff Anderson satisfies the third prong because her job duties dealt specifically with independent discretion to make liability determinations according to her own best judgment, given that she handled accounting for cash deposits on Defendants' behalf, which included depositing cash in Defendants' bank, which is a high level of importance for Defendants. Evidence that Plaintiff Anderson converted cash deposits for her own benefit also demonstrates triable issues that preclude summary judgment. Plaintiff Vasquez satisfies the third prong because her job duties dealt with her independent discretion to assist Defendants from civil penalties, which is a high level of importance for Defendants to make sure that titles are clear and no criminal activity involved with the vehicles. Plaintiff Balderas satisfies the third prong because her duties dealt with Defendants' lenders and the assistance to help Defendants' customers through the financing process, which is a high level of importance for Defendants to be able to provide the resource to its customers and equally maintain relationships with banks and other lenders.

In *Cooper* and *Alawar*, each Court declined the entry of summary judgment because there was a "limited factual record ... of the scope of the Plaintiffs' discretionary authority and independent judgment, and the Fifth Circuit requires such evidence to 'be weighed by a jury.'" *Cooper v. Project Res. Grp.*, Civil Action 4:21-cv-01060 \*4-6 (S.D. Tex. May 11,

2023); *Alawar v. Trican Well Serv.*, 397 F. Supp. 3d 873 (W.D. Tex. 2019); *quoting Dewan v. M-I, L.L.C.*, 858 F.3d 331, 340 (5th Cir. 2017).

Defendants have not moved for summary judgment on this issue, but at minimum has presented material fact disputes as to whether Plaintiffs are subject to the FLSA, due to enterprise coverage or administrative exemptions. Defendants have respectfully ask for additional time to conduct discovery on these issues and to allow the parties an opportunity to refile their respective dispositive motions after discovery has concluded. Based on the material facts presented this Court cannot ascertain, as a matter of law, whether the FLSA applies due to enterprise coverage or if Plaintiffs' primary duties involved an exercise of discretion and independent judgment. Plaintiffs' premature motion should be denied on this basis alone because Plaintiffs have not provided this Court with **undisputed** evidence that Defendants are subject to enterprise coverage under the FLSA and Plaintiffs are not exempt employees. Therefore, the Motion for Summary Judgment must be denied in its entirety.

B. Plaintiffs' Motion should be DENIED because material fact issues exist as to whether Defendants acted in good faith in its original classification of the Plaintiffs as exempt, which preclude summary judgment.

Whether the employer committed a willful violation of the FLSA is a question of fact. *Steele v. Leasing Enters.*, *Ltd.*, 826 F.3d 237, 248 (5th Cir. 2016). The burden of showing that an FLSA violation was "willful" falls on the plaintiffs. *Stokes v. BWXT Pantex*, *L.L.C.*, 424 F. App'x. 324, 326 (5th Cir. 2011) (citations omitted). To prove a willful violation, the plaintiff must establish that "the employer either knew or showed

reckless disregard for the matter of whether its conduct was prohibited by statute." *Ramos*, 599 F. App'x. at 551 (quoting *McLaughlin v. Richland Shoe Co.*, 486 U.S. 128, 133 (1988)). "Mere knowledge of the FLSA and its potential applicability does not suffice, nor does conduct that is merely negligent or unreasonable." *Zannikos v. Oil Inspections (U.S.A.), Inc.*, 605 F. App'x. 349, 360 (5th Cir. 2015) (citations omitted). An employer who acts without a reasonable basis for believing that it was complying with the FLSA or who fails to seek legal advice regarding its payment practices is merely negligent. *Id.* (citing *McLaughlin*, 486 U.S. at 134-35; *Mireles v. Frio Foods, Inc.*, 899 F.2d 1407, 1416 (5th Cir. 1990)).

Plaintiffs move for summary judgment on the issue of good faith and willfulness arguing:

Based on deemed admissions – "Defendants have admitted that they were familiar with the provisions of the FLSA regarding payment of overtime compensation; that at all times they were required to comply with the FLSA's provisions regarding payment of overtime compensation to Plaintiffs; that if Plaintiffs worked more than 40 hours per workweek during their employment with Defendants, Defendants should have paid them overtime premiums for such hours, that Plaintiffs worked more than 40 hours per week on at least 10 occasions without receiving any overtime premiums; that they have no justification for their failure to pay overtime premiums to Plaintiffs, and that they undertook no investigation into whether Plaintiffs were properly classified as exempt under the FLSA." <u>Dkt. 13 pg. 9</u>.

Without conceding the argument that the FLSA is not applicable to Plaintiffs, Defendants present contradicting material evidence that Defendants at all times acted in good faith with respect to Plaintiffs' wages and employment. Similarly, the Western District has denied entry of summary judgment on the willfulness/good-faith issue because it could not finding Defendants acted willfully without first finding Defendants violated

the FLSA. *See Snively v. Peak Pressure Control, LLC*, No. MO:15-CV-00134-DC (W.D. Tex. July 9, 2018). Moreover, Defendants have presented material fact disputes that would give rise to a willfulness question to be submitted to the trier of fact. Plaintiffs' only evidence is "deemed admissions" that do not address the issue of whether Defendants acted willfully, but instead raise material fact questions for the trier of fact. Moreover, Defendants have alleged that Plaintiffs' salary was based on an agreed-hourly rate multiplied by eighty (80) hours. The deemed admissions only speculate as to Defendants' knowledge of the FLSA, and material facts exist that Defendants actions to multiply the agreed-hourly rate times eighty to determine the appropriate salary would be merely negligent or unreasonable, which does not suffice to establish "willful" or lack of "goodfaith." *Zannikos v. Oil Inspections (U.S.A.), Inc.*, 605 F. App'x. 349, 360 (5th Cir. 2015).

At the summary judgment stage, the Court cannot weigh the evidence; it can only determine whether a genuine issue of fact exists. *Caboni v. Gen. Motors Corp.*, 278 F.3d 448, 451 (5th Cir. 2002). Accordingly, the Court should **DENY** Plaintiffs' motion for partial summary judgment on the issue of "good-faith" and "willfulness" because the Court cannot grant summary judgment finding Defendants willfully violated the FLSA without first finding that Defendants violated the FLSA. Furthermore, this Court should grant Defendants' Motion for Continuance to allow additional time for discovery on this issue because there is a genuine issue of material fact regarding whether Defendants willfully violated the FLSA. Thus, Plaintiffs' motion is premature and must be **DENIED**.

C. Plaintiffs' Motion should be DENIED because material fact issues exist as to whether Defendants kept accurate records when it started a time-tracking system in January 2023 and reasonably believed Plaintiffs were exempt salaried employees.

Without conceding the argument that the FLSA is not applicable to Plaintiffs, Defendants present contradicting material evidence that Defendants at all times kept accurate time records for Plaintiffs, starting in January 2023.

The FLSA places the burden of keeping accurate records on the employer. See 29 U.S.C. § 211(c). The Supreme Court has held that when a defendant-employer fails to keep accurate records, plaintiff-employees may recover unpaid wages by proving that they "in fact performed work for which [they were] improperly compensated and . . . [and by] producing sufficient evidence to show the amount and extent of that work as a matter of just and reasonable inference." Anderson v. Mt. Clemens Pottery Co., 328 U.S. 680, 687 (1946). Thus, when an employer does not keep adequate time records, a plaintiff may satisfy his burden by showing an approximation of his work hours. Id. at 688. If the plaintiff meets this burden, the burden then shifts to the employer to produce evidence of the exact amount of work performed or to negate the reasonableness of the inference to be drawn from the employee's evidence. Id. at 687-88.

Here, material fact issues exist as to whether Plaintiff has undisputedly shown approximations of hours worked from their hire date until January 2023. Defendants have produced evidence of the exact amount of work performed by Plaintiffs from January 2023 to May 2023. **Defendants' Exhibit C, D, E**. Based on the evidence presented by Defendants reasonable inference can be drawn that Plaintiffs did not average forty (40)

hours a week, and rarely worked any overtime, if any. Plaintiffs have not provided any evidence that would demonstrate an approximation of work from their hire date until January 2023, therefore, material fact disputes exists as to whether Defendants kept accurate record as required by the FLSA. Moreover, the Court cannot grant summary judgment finding Defendants failed to accurately keep records under the FLSA without first finding that Defendants violated the FLSA. Such conflicting evidence requires factual determinations that preclude summary judgment. *Edwards v. 4JLJ, LLC*, CIVIL ACTION No. 2:15-CV-299 \*3 (S.D. Tex. Jan. 4, 2017). Therefore, Plaintiffs' Motion for Summary Judgment must be **DENIED** in its entirety. Defendants respectfully ask this Court to grant the Motion for Continuance to allow additional discovery on these issues, given that Plaintiffs have failed to provide any approximations of their hours prior to January 2023.

#### **CONCLUSION**

Plaintiffs' motion is premature and without merit, and as such should be denied. Plaintiffs have not established that the deemed admissions entitle Plaintiffs to summary judgment because the issues at hand are not undisputed. Defendants have simultaneously filed a motion to withdraw deemed admissions, and would ask this Court amend their admissions to include their responses. Even with deemed admissions, Plaintiffs have failed to prove that the admissions conclusively prove: (1) whether the FLSA is applicable to Defendants under enterprise coverage or applicable to Plaintiffs based on the administrative exemption; (2) whether Defendants acted in good-faith; and (3) whether Defendants failed to keep accurate records. Defendants have presented evidence of a

factual dispute regarding each of these key issues which determine the FLSA's applicability and Defendants' liability in this case. For these reasons this Court should **DENY** Plaintiffs' Motion for Summary Judgment. Defendants respectfully ask this Court to consider and **GRANT** its opposed motion for continuance and motion for leave. Additional time is needed in this multiple Plaintiff lawsuit and Plaintiffs will not be prejudiced by additional time, given the opportunity to refile their Motion for Summary Judgment after discovery has concluded. For the reasons stated in this response to Defendant's Motion for Summary Judgment, Defendants request Plaintiffs' Motion for Partial Summary Judgment be denied and for any other relief he may be entitled to in law or in equity.

Dated: April 5, 2024 Respectfully submitted,

kennard law P.C.

Eddie Hodges Jr.

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ATTORNEY FOR DEFENDANTS

#### **CERTIFICATE OF SERVICE**

I hereby certify that on April 5, 2024, a true and correct copy of the foregoing instrument has been served on all counsel of record via ECF online filing system.

#### Douglas B. Welmaker

Attorney-in-Charge State Bar No. 00788641 Welmaker Law, PLLC 409 N. Fredonia, Suite 118 Longview, Texas 75601

Phone: (512) 799-2048

Email: doug@welmakerlaw.com **ATTORNEY FOR PLAINTIFFS** 

Eddie Hodges Jr.

Talliel Hodgas Jr.

# EXHIBIT A

#### IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS,

Plaintiff,

v.

RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN,

Defendant.

CIVIL ACTION No. 5:2023-cv-00911

### DEFENDANT'S RESPONSES TO PLAINTIFF'S FIRST SET OF REQUESTS FOR INTERROGATORIES

TO: Plaintiffs, by and through his attorney of record, Mr. Douglas B. Welmaker, Welmaker Law, PLLC.; 409 N. Fredonia, Suite 118 Longview, Texas 75601, USA.

Defendant, RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN, hereby submits these answers to Plaintiffs NATALIE ANDERSON, TIFFANY VASQUEZ, AND BRIANA BALDERAS' First Request for Interrogatories. Defendant reserves the right to supplement his answers, as necessary, and as allowed by the Federal Rules of Civil Procedure.

DATED: March 26, 2024.

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ATTORNEYS FOR PLAINTIFF

#### **CERTIFICATE OF SERVICE**

I certify that on March 26, 2024, a true and correct copy of the foregoing document was served via electronic mail, on all counsel of record.

#### Douglas B. Welmaker

Attorney-in-Charge State Bar No. 00788641 Welmaker Law, PLLC 409 N. Fredonia, Suite 118 Longview, Texas 75601

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ATTORNEY FOR PLAINTIFFS

Eddie Hodges, Jr.

#### DEFENDANT'S FIRST SET OF INTERROGATORIES TO PLAINTIFF

**INTERROGATORY NO. 1:** IDENTIFY each PERSON who provided information for the answers to these interrogatories.

#### ANSWER: Defendants state the following:

- 1. Eric Louvin
- 2. Megan Louvin

**INTERROGATORY NO. 2:** IDENTIFY each PERSON who is likely to have discoverable information regarding the claims and defenses of any party to this lawsuit, along with the subjects of that information. This includes, but is not limited to, each PLAINTIFF'S co-workers, supervisors, and other PERSONS employed by you or by a third party that may have knowledge of either PLAINTIFF'S employment, such as work duties, conditions, hours, or pay. Please note that this interrogatory includes the information required under FRCP 26(a)(1)(A)(i), but also seeks information that is beyond the scope of the Rule.

#### **ANSWER: Defendants state the following:**

- 1. Eric Louvin
- 2. Megan Louvin
- 3. Kristin Maxwell
- 4. Fred Olivares

**INTERROGATORY NO. 3:** Have any DOCUMENTS (including those maintained electronically) relating to the wage and overtime payments of PLAINTIFFS, the wage and overtime policies and procedures for PLAINTIFFS, YOUR required disclosures under Federal Rule of Civil Procedure 26(a), or any of YOUR responses to an interrogatory, request for production, or request for admission been destroyed, discarded, or otherwise disposed of (even if part of a normal document retention or destruction policy)? If so, please IDENTIFY such DOCUMENT by general description of contents, date of destruction, and reason for destruction.

#### ANSWER: Defendants state the following:

- 1. Anderson <u>Bates Labeled Docs. LOUVIN 00034 00071</u>.
- 2. Balderas Bates Labeled Docs. LOUVIN 00087 00115.
- 3. Vasquez Bates Labeled Docs. LOUVIN 00134 00159.

**INTERROGATORY NO. 4:** State how many hours, by date, each PLAINTIFF worked during each workweek in the RELEVANT TIME PERIOD. In doing so, state which day of the week YOU used to designate the beginning of the workweek. If YOU are unable to determine this answer with specificity, please provide YOUR best estimate. If YOU choose to answer this question by reference to records pursuant to FRCP 33(d), please identify the documents on which you are relying by Bates numbers.

#### ANSWER: Defendant states the following:

Time tracking was not used until January 2023. Prior to January 2023 there was no official tracking. Based on the time tracking used from January 2023 until Plaintiffs' end of employment is as follows:

- 1. Anderson Bates Labeled Docs. LOUVIN 00034 00071.
  - a. Anderson averaged less than forty (40) hours per week. The only weeks Anderson worked over forty hours are:

```
i. (1/16/23 - 1/20/23) - 40.77 hours
```

ii. (1/23/23 - 1/27/23) - 40.85 hours

iii. (2/20/23 - 2/24/23) - 42.44 hours

iv. (2/27/23 - 3/3/23) - 44.03 hours

v. (3/13/23 - 3/17/23) - 40.95 hours

vi. (3/27/23 - 3/31/23) - 40.70 hours

- 2. Balderas Bates Labeled Docs. LOUVIN 00087 00115.
  - a. According to the time sheets there are no weeks Balderas worked more than forty (40) hours.
- 3. Vasquez Bates Labeled Docs. LOUVIN 00134 00159.
  - a. Anderson averaged less than forty (40) hours per week. The only weeks Anderson worked over forty hours are:

```
i. (1/23/23 - 1/27/23) - 41.15 hours
```

ii. (1/30/23 - 2/3/23) - 40.90 hours

iii. (2/6/23 - 2/10/23) - 42.55 hours

iv. (2/13/23 - 2/17/23) - 41.41 hours

v. (2/20/23 - 2/24/23) - 43.54 hours

vi. (2/27/23 - 3/3/23) - 41.63 hours

vii. (3/6/23 - 3/10/23) - 42.79 hours

viii. (3/13/23 - 3/17/23) - 41.78 hours

ix. (3/20/23 - 3/24/23) - 43.38 hours

x. (4/3/23 - 4/7/23) - 43.43 hours

xi. (4/10/23 - 4/14/23) - 41.08 hours

xii. (4/17/23 - 4/21/23) - 42.07 hours

xiii. (4/24/23 - 4/28/23) - 40.88 hours

xiv. (5/15/23 - 5/19/23) - 42.19 hours

**INTERROGATORY NO. 5:** IDENTIFY and describe the policies and procedures (including the IDENTITY of any applicable DOCUMENTS) used by each PLAINTIFF in order to track and report time spent working.

#### ANSWER: Defendants state the following:

Unknown. Defendants cannot answer because they are not the Plaintiffs in this lawsuit.

**INTERROGATORY NO. 6:** IDENTIFY and describe YOUR policies and procedures regarding wage and overtime payments to PLAINTIFFS during the RELEVANT TIME PERIOD by providing: (a) the date of implementation of YOUR initial policies and procedures during this period; (b) a description of any change(s) to such policies and procedures during this period and the date(s) that such changes were implemented; and (c) the reason(s) for any such changes.

#### ANSWER: Defendant states the following:

All plaintiffs were paid as salaried employees based on an agreed hourly rate which was multiplied by 80 hours.

Plaintiffs were not encouraged to work overtime as they were being paid as salaried employees.

<u>Plaintiffs only worked extra hours if time was missed during the regular course of the work</u> week for reasons such as personal appointments, unpaid vacation, or sick time.

No changes were made to any policies.

**INTERROGATORY NO. 7:** If Ruiz and Louvin Enterprises, LLC contends that it was not an "enterprise" as that term is defined by the FLSA in 29 USC ? 203 (r)(1) for the three-year period preceding the filing of Plaintiffs' Original Complaint, set forth every fact supporting such contention, and identify any documents relied upon for YOUR contention in this regard.

#### ANSWER: Defendant states the following:

<u>I don't know the definition of the term "enterprise" under the FLSA so I cannot answer this question. Defendant reserves the right to supplement.</u>

**INTERROGATORY NO. 8:** If Ruiz and Louvin Enterprises, LLC contends that it was not an "enterprise engaged in commerce" within the meaning of 29 USC 203(s)(1)(A) for the three-year period preceding the filing of PLAINTIFFS' Original Complaint, set forth every fact supporting such contention, and identify any documents relied upon for YOUR contention in this regard.

#### ANSWER: Defendant states the following:

"Need clarification to answer appropriately." Defendant reserves the right to supplement.

**INTERROGATORY NO. 9:** Identify all facts supporting YOUR claim that PLAINTIFFS were not individually engaged in interstate commerce while performing PLAINTIFFS' job duties for YOU.

#### ANSWER: Defendant states the following:

<u>See Bates Labeled Docs. LOUVIN 00001-00167</u>. <u>Defendant reserves the right to supplement.</u>

**INTERROGATORY NO. 10:** IDENTIFY all claims, notices of claims, investigations, inquiries, and lawsuits involving YOU where an allegation was made that YOU failed to provide employees proper wages and overtime pay by providing the following: (a) Name and address of all parties; (b) The job titles or class of employees involved; (c) The names and address of the attorney representing the plaintiff/complainant; (d) The substance of the facts alleged; (e) If no suit was filed, the date on which you received notice of the claim; (f) If suit was filed, the date of filing and court and case number; (g) The disposition; and (h) The name and address of the PERSON having custody of all records related to the matter.

#### ANSWER: Defendant states the following:

"NONE." Defendant reserves the right to supplement.

**INTERROGATORY NO. 11:** Have YOU been the subject of any federal or state governmental investigation or inquiry for failure to comply with federal or state laws concerning payment of wages and overtime, including but not limited to the FLSA? If so, for each such investigation or inquiry, please provide(i) The date of the investigation or inquiry; (j) The entity and/or governmental agency involved; (k) The job titles or class of employees involved; (1) The DOCUMENTS sent to the governmental agency; and (m) The DOCUMENTS received from the governmental agency.

#### ANSWER: Defendant states the following:

"NONE." Defendant reserves the right to supplement.

**INTERROGATORY NO. 12:** Do YOU claim that any "good faith" defense may be applicable to one or more claims made against YOU in this matter? If so, please state the exact reason or reasons for YOUR contention. A "good faith" defense, as used in this interrogatory, includes those defenses set forth in sections 10 and 11 of the Portal to Portal Act, 29 U.S.C. ?? 259(a), 260.

#### ANSWER: Defendant states the following:

"Need clarification on 'good faith." All plaintiffs were paid as salaried employees based on an agreed hourly rate which was multiplied by 80 hours. Plaintiffs were not encouraged to work overtime as they were being paid as salaried employees. Plaintiffs only worked extra hours if time was missed during the regular course of the work week for reasons such as personal appointments, unpaid vacation, or sick time. Defendant reserves the right to supplement.

INTERROGATORY NO. 13: Do YOU claim that any classification, "good faith" defense, or policy or procedure regarding the payment of wages and overtime to PLAINTIFFS was undertaken on the advice of legal counsel? If so, please provide the following: (a) The IDENTITY of all officers or employees relying upon advice of legal counsel; (b) The IDENTITY of legal counsel upon whose advice YOU relied; (c) The date and subject of all meetings and communications with YOUR legal counsel related to the claim, as well as the IDENTITY of all PERSONS present or involved; and (d) The IDENTITY of all DOCUMENTS related to YOUR reliance on legal counsel. A "good faith" defense, as used in this interrogatory, includes those defenses set forth in sections 10 and 11 of the Portal to Portal Act, 29 U.S.C. ?? 259(a), 260.

#### ANSWER: Defendant states the following:

"Need clarification on 'good faith." All plaintiffs were paid as salaried employees based on an agreed hourly rate which was multiplied by 80 hours. Plaintiffs were not encouraged to work overtime as they were being paid as salaried employees. Plaintiffs only worked extra hours if time was missed during the regular course of the work week for reasons such as personal appointments, unpaid vacation, or sick time. Defendant reserves the right to supplement.

**INTERROGATORY NO. 14:** Please explain in detail how YOU kept track of PLAINTIFFS' time worked and who was in charge of tracking their time. YOUR answer should include whether and how YOU calculated any premium pay for hours worked over 40 in a workweek.

#### ANSWER: Defendant states the following:

Time tracking was not used until January 2023.

Prior to January 2023 there was no official tracking.

There was no need to track hours over 40 because the plaintiffs were not working extra hours unless they had previously missed time during their regular schedule due to sick days, unpaid vacation days or personal appointments, school events, etc.

Megan Louvin was the supervisor for the plaintiffs.

**INTERROGATORY NO. 15:** For each job held by each PLAINTIFF during the time each PLAINTIFF performed work for YOU: (a). IDENTIFY the job title; (b). IDENTIFY the dates during which such job was held and the rates of compensation for each job; and (c). DESCRIBE the job duties and identify what you consider to be the primary duty (i.e., the principal, main, major or most important duty) for each such job, including in your answer how much time (expressed as a percent) each PLAINTIFF was engaged in that primary duty.

#### ANSWER: Defendant states the following:

**Tiffany Vasquez -** Title Specialist - job held from Oct 22 to May 23 salary was \$1440 semi-monthly:

Primary duty; process and research titles, prep incoming car deals to assist with deal funding = 90%.

**Briana Balderas -** Funding Specialist - job held from Aug 22 to May 23 salary was \$1600 semi monthly.

Primary duty; communicate with lenders to facilitate funding, obtain additional documents needed = 100%

**Natalie Anderson -** Title Specialist - job held from April 22 to Oct 22 salary was \$1520 semi monthly.

Primary duty; process and research titles = 90% assist with addt'l office duties as time allowed.

Admin Asst - job held from Oct 22 to May 23 salary was \$1680 semi monthly.

Primary duty; funding car deals via dealer software and warranty cancellations = 70% assist new title specialist as needed, quick books entry, receive cash down payments, process CC down payments, prepare deposits, process warranty cancellations.

**INTERROGATORY NO. 16:** If YOU contend that any of the jobs identified in Interrogatory NO. 14 are exempt from the overtime provisions of the FLSA, then identify each exemption upon which YOU rely, and describe all tasks each PLAINTIFF performed that support YOUR contention that such job is exempt.

#### ANSWER: Defendant states the following:

"Need clarification on 'exemptions." Defendant reserves the right to supplement.

**INTERROGATORY NO. 17:** Identify the individual(s) who determined that each PLAINTIFF was exempt from the overtime provisions of the FLSA, identify when the decision to classify each PLAINTIFF as exempt was made, and identify all documents reviewed and/or individuals consulted prior to deciding each PLAINTIFF was exempt.

#### ANSWER: Defendant states the following:

"Need clarification on 'exemption from the overtime provisions." Defendant reserves the right to supplement.

**INTERROGATORY NO. 18:** Please state whether and how each PLAINTIFF took any actions or had any responsibilities with respect to matters considered significant by DEFENDANT in the performance of each PLAINTIFF's job duties and how often, on a workweek by workweek basis, each PLAINTIFF engaged in such activity.

#### ANSWER: Defendant states the following:

Natalie Anderson Significant duties: Preparing and balancing all cash deposits. Deposits were made roughly every 10-14 days receiving customers payment in the form of cash or CC - this was daily, but sporadic.

Briana Balderas Significant duties: Communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - this was 100% of her job.

<u>Tiffany Vasquez Significant duties:</u> Processing titles in an accurate and timely manner, researching rejected titles - this was 100% of her job.

**INTERROGATORY NO. 19:** Please describe with particularity all of the ways in which each PLAINTIFF exercised discretion and independent judgment with respect to matters considered significant by DEFENDANT in the performance of each PLAINTIFF'S job duties and how often, on a workweek-by-workweek basis, each PLAINTIFF engaged in such activity.

#### ANSWER: Defendant states the following:

Natalie Anderson - She was able to inform the owner when a deposit was needed due to the amount of payments that had been taken in. Anderson was responsible for handling cash down payments. Anderson was also responsible for accounting for downpayments submitted by customers and deposit the cash down payments in Defendants' bank accounts.

<u>Briana Balderas</u> - She was able to speak with managers or sales associates in order to obtain documents requested by the banks.

<u>Tiffany Vasquez</u> - She was able to determine when titles should be taken in order to avoid civil-penalties.

**INTERROGATORY NO. 20:** Please describe with particularity all of the ways in which each PLAINTIFF had authority to formulate, affect, interpret or implement management or operating practices of DEFENDANT in the performance of each PLAINTIFF's job duties and how often, on a workweek-by-workweek basis, each PLAINTIFF engaged in such activity.

#### ANSWER: Defendant states the following:

<u>Plaintiffs did not have authority to operate outside of their stated job duties as trained.</u>

Plaintiff did not have authority to implement management or operating procedures without prior discussion or approval from management. Plaintiffs had some authority to implement management and operating procedures within their duties and communications with Defendants' customers and vendors.

Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account.

**INTERROGATORY NO. 21:** Please state how each PLAINTIFF had the authority to waive or deviate from established policies and procedures of DEFENDANTS without prior approval and how often (on a workweek by workweek basis) such waiver or deviation occurred.

#### ANSWER: Defendant states the following:

Plaintiffs were not given the authority to waive or deviate from established policies and procedures.

**INTERROGATORY NO. 22:** Please state how each PLAINTIFF had the authority to negotiate and bind DEFENDANTS on matters considered significant by DEFENDANT and how often (on a workweek by workweek basis) each PLAINTIFF did, in fact, negotiate or bind DEFENDANT on such matters.

#### ANSWER: Defendant states the following:

Plaintiffs had no such authority.

**INTERROGATORY NO. 23:** Please state how each PLAINTIFF had the authority to commit DEFENDANT in matters that could have a significant financial impact on DEFENDANT and how often (on a workweek by workweek basis) each PLAINTIFF did, in fact, commit DEFENDANT in matters that could have a significant financial impact on DEFENDANT.

#### ANSWER: Defendant states the following:

Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement.

Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement.

<u>Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business. Defendants reserve the right to supplement.</u>

**INTERROGATORY NO. 24:** Please provide the following for any investigation or report related to PLAINTIFFS' claim that YOU did not pay PLAINTIFFS overtime for any hours worked over forty in a workweek (this Interrogatory does not seek to discover information exempt from discovery by the work-product privilege and/or the attorney-client privilege): a) Identify the person or entity making the investigation or report; b) Identify who requested the investigation or report; and c) Identify and describe all documents, notes and/or tangible evidence collected or prepared in connection with or as a result of the investigation or report, and where those documents are currently located.

#### ANSWER: Defendant states the following:

<u>Bates Labeled Documents LOUVIN 00001 – 00167</u>. Defendants reserve the right to supplement.

**INTERROGATORY NO. 25:** IDENTIFY each and every employee, officer, owner and/or manager of YOURS, who, at any time during PLAINTIFF'S employment, had the authority to do any or all of the following: a) hire and/or fire PLAINTIFF; b) supervise and/or control PLAINTIFF's work schedule and/or conditions of employment or conditions of work; c) determine the rates or method of pay/compensation for PLAINTIFF; and d) control/maintain PLAINTIFF's employment records or work records.

ANSWER: Defendant states the following:

<u>Megan Louvin – direct supervisor.</u> <u>Eric Louvin – owner.</u>

# **EXHIBIT B**

# IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS,

Plaintiff,

v.

RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN,

Defendant.

CIVIL ACTION No. 5:2023-cv-00911

# DEFENDANT'S RESPONSES TO PLAINTIFF'S FIRST SET OF REQUEST FOR ADMISSIONS (Anderson's Admissions)

TO: Plaintiff, by and through his attorney of record, Mr. Douglas B. Welmaker, Welmaker Law, PLLC.; 409 N. Fredonia, Suite 118 Longview, Texas 75601, USA.

Defendant, RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN, hereby submits these answers to Plaintiffs NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS' First Request for Admissions (Anderson's Admissions). Defendant reserves the right to supplement his answers, as necessary, and as allowed by the Federal Rules of Civil Procedure.

DATED: March 26, 2024.

Kennard Law P.C.

**Eddie Hodges, Jr.** Texas Bar No.: 24116523

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ATTORNEYS FOR PLAINTIFF

### **CERTIFICATE OF SERVICE**

I certify that on March 26, 2024, a true and correct copy of the foregoing document was served via electronic mail, on all counsel of record.

# Douglas B. Welmaker

Attorney-in-Charge State Bar No. 00788641 Welmaker Law, PLLC 409 N. Fredonia, Suite 118 Longview, Texas 75601

Phone: (512) 799-2048

Email: doug@welmakerlaw.com
ATTORNEY FOR PLAINTIFFS

Eddie Hodges, Jr.

### **REQUEST FOR ADMISSIONS**

(Anderson's Admissions)

**REQUEST FOR ADMISSION NO. 1:** Admit that Defendants do not have an accurate record of all the hours worked by Plaintiff during her employment with Defendant.

## RESPONSE: Defendant states the following:

**DENY.** Accurate records were not kept until January of 2023. All employees were on the honor system and were only asked to text or call at least 30 minutes ahead if they were going to be more than 5 minutes late. They were also asked to email the supervisor if any time off was needed for personal reasons so that there would be a record of the request. It was reported to management that one or more of the plaintiffs were not arriving to work on time and a web-based software was installed for accountability in early Jan 2023.

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**REQUEST FOR ADMISSION NO. 2:** Admit that Defendants did not make the records required by 29 U.S.C. ? 211(c) and 29 C.F.R. ? 516.2(a)(1)-(12) as to Plaintiff during her employment with Defendants.

# **RESPONSE:** Defendant states the following:

**CANNOT ADMIT OR DENY**. "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 3:** Admit that Plaintiff worked more than 40 hours per workweek on at least 10 occasions in the time period relevant to this lawsuit for which she was not paid an overtime premium for such hours.

# **RESPONSE:** Defendant states the following:

<u>DENY. See Bates Labeled Docs. LOUVIN 00034 - 00071; 160-167.</u>

**REQUEST FOR ADMISSION NO. 4:** Defendants did not contemporaneously track Plaintiff's hours from employment start date to employment end date.

# **RESPONSE:** Defendant states the following:

**ADMIT IN PART.** Hours were tracked on a web based time tracking system beginning January 2023.

**REQUEST FOR ADMISSION NO. 5:** If Plaintiff worked more than forty hours per workweek during her employment with Defendants, Defendants should have paid Plaintiff overtime premiums for all such hours.

**RESPONSE:** Defendant states the following:

CANNOT ADMIT OR DENY. "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 6:** Admit that Plaintiff did not have discretion to deviate from Defendants' policies and procedures.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 7:** Admit that Plaintiff was required to notify Defendants if a problem arose during the workday.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 8:** Admit that Plaintiff did not make decisions that affected the operational policies and procedures of Defendants.

**RESPONSE:** Defendant states the following:

**DENY**. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-

penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 9:** Admit that Plaintiff did not have the authority to commit Defendants financially.

**RESPONSE:** Defendant states the following:

ADMIT IN PART. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

### **REQUEST FOR ADMISSION NO. 10:**

Admit that Plaintiff did not solicit business for Defendants.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 11:** Admit that Plaintiff did not have the authority to negotiate on behalf of Defendants.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 12:** Admit that Plaintiff was not allowed to make purchases on behalf of Defendants without prior approval.

**RESPONSE:** Defendant states the following:

## ADMIT.

**REQUEST FOR ADMISSION NO. 13:** Admit that Plaintiff did not formulate recommendations on how to operate Defendants' business.

# **RESPONSE:** Defendant states the following:

**DENY.** Plaintiff was always welcome to present suggestions about the duties for which she was responsible.

**REQUEST FOR ADMISSION NO. 14:** Admit that Plaintiff did not formulate or participate in the formulation of policies and procedures for Defendants.

## **RESPONSE:** Defendant states the following:

**DENY.** Plaintiff was always welcome to present suggestions about the duties for which she was responsible.

**REQUEST FOR ADMISSION NO. 15:** Admit that Plaintiff was not involved in business and/or financially binding negotiations with Defendant's customers.

### **RESPONSE:** Defendant states the following:

DENY. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 16:** Admit that Plaintiff followed Defendant's policies and procedures using skills acquired through training and experience within Defendant.

**RESPONSE:** Defendant states the following:

CANNOT ADMIT OR DENY. "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 17:** Admit that Plaintiff did not assist in the development of Defendant's safety or training programs.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 18:** Admit that Plaintiff was not involved in planning long or short-term business goals and objectives for Defendant.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 19:** Admit that Plaintiff did not investigate and resolve matters of significance for Defendant.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement

**REQUEST FOR ADMISSION NO. 20:** Admit that Plaintiff did not represent Defendants in handling complaints.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 21:** Admit that Plaintiff did not represent Defendants in arbitrating disputes.

ADMIT.

**REQUEST FOR ADMISSION NO. 22:** Admit that Plaintiff did not represent Defendants in resolving grievances.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 23:** Admit that at all times during the Relevant Time Period, Defendants were familiar with provisions of the FLSA regarding wage and overtime payment of employees.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." <u>Defendant reserves the right to supplement.</u>

**REQUEST FOR ADMISSION NO. 24:** Admit that at all times during the Relevant Time Period, Defendants were required to comply with provisions of the FLSA regarding wage and overtime payments to Plaintiff.

**RESPONSE:** Defendant states the following:

CANNOT ADMIT OR DENY. "Do not understand the question." Defendant reserves the right to supplement

**REQUEST FOR ADMISSION NO. 25:** Admit that Defendants have produced all documents representing payroll records for Plaintiff for the relevant time period.

**RESPONSE:** Defendant states the following:

ADMIT IN PART. Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 26:** Admit that Defendants have produced all documents in its possession that reflect the hours worked by Plaintiff for the relevant time period.

**RESPONSE:** Defendant states the following:

ADMIT IN PART. Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 27:** Admit that Defendants have no justification for its failure to pay overtime premiums to Plaintiff when she worked over forty hours per work week.

**RESPONSE:** Defendant states the following:

DENY.

**REQUEST FOR ADMISSION NO. 28:** Admit that prior to this suit being filed, Defendants conducted no investigation into whether Plaintiff was properly classified as exempt under any exemption from the FLSA.

**RESPONSE:** Defendant states the following:

CANNOT ADMIT OR DENY. "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 29:** Admit that Defendants did not consult the Department of Labor to determine whether they properly classified Plaintiff as exempt from the FLSA prior to this suit being filed.

**RESPONSE:** Defendant states the following:

CANNOT ADMIT OR DENY. "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 30:** Admit that prior to this lawsuit being filed, Defendants did not consult an attorney to determine whether they properly classified Plaintiff as exempt from the FLSA.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY</u>. "Do not understand the question." <u>Defendant reserves the right to supplement</u>.

# IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS,

Plaintiff,

v.

RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN,

Defendant.

CIVIL ACTION No. 5:2023-cv-00911

# DEFENDANT'S RESPONSES TO PLAINTIFF'S FIRST SET OF REQUEST FOR ADMISSIONS (Vasquez's Admissions)

TO: Plaintiff, by and through his attorney of record, Mr. Douglas B. Welmaker, Welmaker Law, PLLC.; 409 N. Fredonia, Suite 118 Longview, Texas 75601, USA.

Defendant, RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN, hereby submits these answers to Plaintiffs NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS' First Request for Admissions (Vasquez's Admissions). Defendant reserves the right to supplement his answers, as necessary, and as allowed by the Federal Rules of Civil Procedure.

DATED: March 26, 2024.

Kennard Law P.C.

Eddie Hodges, Jr. Texas Bar No.: 24116523

Alfonso Kennard, Jr.

Texas Bar No.: 24036888

5120 Woodway Dr., Suite 10010

Houston, Texas 77056 Main: 713.742.0900 Fax: 832.558.9412

Email: filings@kennardlaw.com

Email: <a href="mailto:eddie.hodges@kennardlaw.com">eddie.hodges@kennardlaw.com</a>
ATTORNEYS FOR PLAINTIFF

### **CERTIFICATE OF SERVICE**

I certify that on March 26, 2024, a true and correct copy of the foregoing document was served via electronic mail, on all counsel of record.

# Douglas B. Welmaker

Attorney-in-Charge State Bar No. 00788641 Welmaker Law, PLLC 409 N. Fredonia, Suite 118 Longview, Texas 75601

Phone: (512) 799-2048

Email: doug@welmakerlaw.com
ATTORNEY FOR PLAINTIFFS

Eddie Hodges, Jr.

### **REQUEST FOR ADMISSIONS**

(Vasquez's Admissions)

**REQUEST FOR ADMISSION NO. 1:** Admit that Defendants do not have an accurate record of all the hours worked by Plaintiff during her employment with Defendant.

RESPONSE: Defendant states the following:

**DENY.** Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 2:** Admit that Defendants did not make the records required by 29 U.S.C. ? 211(c) and 29 C.F.R. ? 516.2(a)(1)-(12) as to Plaintiff during her employment with Defendants.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 3:** Admit that Plaintiff worked more than 40 hours per workweek on at least 10 occasions in the time period relevant to this lawsuit for which she was not paid an overtime premium for such hours.

**RESPONSE:** Defendant states the following:

### ADMIT IN PART. See Bates Labeled Docs. LOUVIN 00134 – 00159.

**REQUEST FOR ADMISSION NO. 4:** Defendants did not contemporaneously track Plaintiff's hours from employment start date to employment end date.

**RESPONSE:** Defendant states the following:

**ADMIT IN PART.** Hours were tracked on a web based time tracking system beginning January 2023.

**REQUEST FOR ADMISSION NO. 5:** If Plaintiff worked more than forty hours per workweek during her employment with Defendants, Defendants should have paid Plaintiff overtime premiums for all such hours.

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 6:** Admit that Plaintiff did not have discretion to deviate from Defendants' policies and procedures.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 7:** Admit that Plaintiff was required to notify Defendants if a problem arose during the workday.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 8:** Admit that Plaintiff did not make decisions that affected the operational policies and procedures of Defendants.

**RESPONSE:** Defendant states the following:

**DENY**. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 9:** Admit that Plaintiff did not have the authority to commit Defendants financially.

ADMIT IN PART. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 10:** Admit that Plaintiff did not solicit business for Defendants.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 11:** Admit that Plaintiff did not have the authority to negotiate on behalf of Defendants.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 12:** Admit that Plaintiff was not allowed to make purchases on behalf of Defendants without prior approval.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 13:** Admit that Plaintiff did not formulate recommendations on how to operate Defendants' business.

**DENY.** Plaintiff was always welcome to present suggestions about the duties for which she was responsible.

**REQUEST FOR ADMISSION NO. 14:** Admit that Plaintiff did not formulate or participate in the formulation of policies and procedures for Defendants.

# **RESPONSE:** Defendant states the following:

**DENY.** Plaintiff was always welcome to present suggestions about the duties for which she was responsible.

**REQUEST FOR ADMISSION NO. 15:** Admit that Plaintiff was not involved in business and/or financially binding negotiations with Defendant's customers.

# **RESPONSE:** Defendant states the following:

**DENY**. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 16:** Admit that Plaintiff followed Defendant's policies and procedures using skills acquired through training and experience within Defendant.

# **RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 17:** Admit that Plaintiff did not assist in the development of Defendant's safety or training programs.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 18:** Admit that Plaintiff was not involved in planning long or short-term business goals and objectives for Defendant.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 19:** Admit that Plaintiff did not investigate and resolve matters of significance for Defendant.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 20:** Admit that Plaintiff did not represent Defendants in handling complaints.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 21:** Admit that Plaintiff did not represent Defendants in arbitrating disputes.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 22:** Admit that Plaintiff did not represent Defendants in resolving grievances.

**RESPONSE:** Defendant states the following:

# ADMIT.

**REQUEST FOR ADMISSION NO. 23:** Admit that at all times during the Relevant Time Period, Defendants were familiar with provisions of the FLSA regarding wage and overtime payment of employees.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 24:** Admit that at all times during the Relevant Time Period, Defendants were required to comply with provisions of the FLSA regarding wage and overtime payments to Plaintiff.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 25:** Admit that Defendants have produced all documents representing payroll records for Plaintiff for the relevant time period.

**RESPONSE:** Defendant states the following:

<u>ADMIT IN PART</u>. Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 26:** Admit that Defendants have produced all documents in its possession that reflect the hours worked by Plaintiff for the relevant time period.

**RESPONSE:** Defendant states the following:

**ADMIT IN PART.** Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 27:** Admit that Defendants have no justification for its failure to pay overtime premiums to Plaintiff when she worked over forty hours per work week.

**RESPONSE:** Defendant states the following:

DENY.

**REQUEST FOR ADMISSION NO. 28:** Admit that prior to this suit being filed, Defendants conducted no investigation into whether Plaintiff was properly classified as exempt under any exemption from the FLSA.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 29:** Admit that Defendants did not consult the Department of Labor to determine whether they properly classified Plaintiff as exempt from the FLSA prior to this suit being filed.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 30:** Admit that prior to this lawsuit being filed, Defendants did not consult an attorney to determine whether they properly classified Plaintiff as exempt from the FLSA.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

# IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS,

Plaintiff,

v.

RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN,

Defendant.

CIVIL ACTION No. 5:2023-cv-00911

# DEFENDANT'S RESPONSES TO PLAINTIFF'S FIRST SET OF REQUEST FOR ADMISSIONS (Baladera's Admissions)

TO: Plaintiff, by and through his attorney of record, Mr. Douglas B. Welmaker, Welmaker Law, PLLC.; 409 N. Fredonia, Suite 118 Longview, Texas 75601, USA.

Defendant, RUIZ AND LOUVIN ENTERPRISES, LLC, ERIC LOUVIN, MEGAN LOUVIN, hereby submits these answers to Plaintiffs NATALIE ANDERSON, TIFFANY VASQUEZ AND BRIANA BALDERAS' First Request for Admissions (Baladera's Admissions). Defendant reserves the right to supplement his answers, as necessary, and as allowed by the Federal Rules of Civil Procedure.

DATED: March 26, 2024.

Kennard Law P.C.

Eddie Hodges, Jr. Texas Bar No.: 24116523

Alfonso Kennard, Jr.

Texas Bar No.: 24036888

5120 Woodway Dr., Suite 10010

Houston, Texas 77056 Main: 713.742.0900 Fax: 832.558.9412

Email: filings@kennardlaw.com

Email: <a href="mailto:eddie.hodges@kennardlaw.com">eddie.hodges@kennardlaw.com</a>
ATTORNEYS FOR PLAINTIFF

### **CERTIFICATE OF SERVICE**

I certify that on March 26, 2024, a true and correct copy of the foregoing document was served via electronic mail, on all counsel of record.

# Douglas B. Welmaker

Attorney-in-Charge State Bar No. 00788641 Welmaker Law, PLLC 409 N. Fredonia, Suite 118 Longview, Texas 75601

Phone: (512) 799-2048

Email: doug@welmakerlaw.com
ATTORNEY FOR PLAINTIFFS

Eddie Hodges, Jr.

### **REQUEST FOR ADMISSIONS**

(Baladera's Admissions)

**REQUEST FOR ADMISSION NO. 1:** Admit that Defendants do not have an accurate record of all the hours worked by Plaintiff during her employment with Defendant.

**RESPONSE:** Defendant states the following:

**DENY.** Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 2:** Admit that Defendants did not make the records required by 29 U.S.C. ? 211(c) and 29 C.F.R. ? 516.2(a)(1)-(12) as to Plaintiff during her employment with Defendants.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 3:** Admit that Plaintiff worked more than 40 hours per workweek on at least 10 occasions in the time period relevant to this lawsuit for which she was not paid an overtime premium for such hours.

**RESPONSE:** Defendant states the following:

DENY. See Bates Labeled Docs. LOUVIN 00087 - 00115.

**REQUEST FOR ADMISSION NO. 4:** Defendants did not contemporaneously track Plaintiff's hours from employment start date to employment end date.

**RESPONSE:** Defendant states the following:

ADMIT IN PART. Hours were tracked on a web based time tracking system beginning January 2023.

**REQUEST FOR ADMISSION NO. 5:** If Plaintiff worked more than forty hours per workweek during her employment with Defendants, Defendants should have paid Plaintiff overtime premiums for all such hours.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 6:** Admit that Plaintiff did not have discretion to deviate from Defendants' policies and procedures.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 7:** Admit that Plaintiff was required to notify Defendants if a problem arose during the workday.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 8:** Admit that Plaintiff did not make decisions that affected the operational policies and procedures of Defendants.

# **RESPONSE:**

**DENY**. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 9:** Admit that Plaintiff did not have the authority to commit Defendants financially.

**RESPONSE:** Defendant states the following:

ADMIT IN PART. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 10:** Admit that Plaintiff did not solicit business for Defendants.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 11:** Admit that Plaintiff did not have the authority to negotiate on behalf of Defendants.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 12:** Admit that Plaintiff was not allowed to make purchases on behalf of Defendants without prior approval.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 13:** Admit that Plaintiff did not formulate recommendations on how to operate Defendants' business.

## **RESPONSE:** Defendant states the following:

**DENY.** Plaintiff was always welcome to present suggestions about the duties for which she was responsible.

**REQUEST FOR ADMISSION NO. 14:** Admit that Plaintiff did not formulate or participate in the formulation of policies and procedures for Defendants.

# **RESPONSE:** Defendant states the following:

**<u>DENY.</u>** Plaintiff was always welcome to present suggestions about the duties for which she was responsible.

**REQUEST FOR ADMISSION NO. 15:** Admit that Plaintiff was not involved in business and/or financially binding negotiations with Defendant's customers.

# **RESPONSE:** Defendant states the following:

**DENY**. Plaintiff Anderson had access to the cash down payments that were kept in a secure location and Anderson was responsible for accounting for it, which included abiding by the process for receiving and recording customers' downpayments. Plaintiff Anderson was required to abide by and implement Defendants' practices of accounting for cash deposits and other downpayments made by customers, including directly depositing cash in Defendants bank account. The remaining Plaintiffs had some authority. Defendant reserves the right to supplement. Briana Balderas had access to Defendants' lenders and she was responsible for communicating with lenders to be sure all docs had been sent or uploaded and obtaining any additional docs as needed - which can have a financial impact on Defendants' business. Defendant reserves the right to supplement. Tiffany Vasquez duties included processing titles in an accurate and timely manner, researching rejected titles. Vasquez was required to determine when titles should be taken in order to avoid civil-penalties, which have a financial impact on Defendants' business.

**REQUEST FOR ADMISSION NO. 16:** Admit that Plaintiff followed Defendant's policies and procedures using skills acquired through training and experience within Defendant.

### **RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 17:** Admit that Plaintiff did not assist in the development of Defendant's safety or training programs.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 18:** Admit that Plaintiff was not involved in planning long or short-term business goals and objectives for Defendant.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 19:** Admit that Plaintiff did not investigate and resolve matters of significance for Defendant.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 20:** Admit that Plaintiff did not represent Defendants in handling complaints.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 21:** Admit that Plaintiff did not represent Defendants in arbitrating disputes.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 22:** Admit that Plaintiff did not represent Defendants in resolving grievances.

**RESPONSE:** Defendant states the following:

ADMIT.

**REQUEST FOR ADMISSION NO. 23:** Admit that at all times during the Relevant Time Period, Defendants were familiar with provisions of the FLSA regarding wage and overtime payment of employees.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 24:** Admit that at all times during the Relevant Time Period, Defendants were required to comply with provisions of the FLSA regarding wage and overtime payments to Plaintiff.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the <u>right to supplement.</u>

**REQUEST FOR ADMISSION NO. 25:** Admit that Defendants have produced all documents representing payroll records for Plaintiff for the relevant time period.

**RESPONSE:** Defendant states the following:

<u>ADMIT IN PART</u>. Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 26:** Admit that Defendants have produced all documents in its possession that reflect the hours worked by Plaintiff for the relevant time period.

**RESPONSE:** Defendant states the following:

**ADMIT IN PART.** Accurate physical records were not kept until January 2023. Plaintiffs were on the honor system and were asked to call or text management if they were going to be more than 5 minutes late for work. Plaintiff was also asked to email if there was any personal time off needed so that there would be documentation.

**REQUEST FOR ADMISSION NO. 27:** Admit that Defendants have no justification for its failure to pay overtime premiums to Plaintiff when she worked over forty hours per work week.

**RESPONSE:** Defendant states the following:

DENY..

**REQUEST FOR ADMISSION NO. 28:** Admit that prior to this suit being filed, Defendants conducted no investigation into whether Plaintiff was properly classified as exempt under any exemption from the FLSA.

**RESPONSE:** Defendant states the following:

**CANNOT ADMIT OR DENY.** "Do not understand the question." Defendant reserves the right to supplement.

**REQUEST FOR ADMISSION NO. 29:** Admit that Defendants did not consult the Department of Labor to determine whether they properly classified Plaintiff as exempt from the FLSA prior to this suit being filed.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY</u>. "Do not understand the question." Defendant reserves the <u>right to supplement</u>.

**REQUEST FOR ADMISSION NO. 30:** Admit that prior to this lawsuit being filed, Defendants did not consult an attorney to determine whether they properly classified Plaintiff as exempt from the FLSA.

**RESPONSE:** Defendant states the following:

<u>CANNOT ADMIT OR DENY.</u> "Do not understand the question." Defendant reserves the right to supplement.

# EXHIBIT C

# **R&L CERTIFIED AUTO GROUP**

1 1723 IH 35N, SAN ANTONIO, TX 78233 5631 NW LOOP 410 SAN ANTONIO, TX 78238

04/04/2022

Natalie Anderson 210-760-4881 Nsgutierrez2003@yahoo.com

Dear Natalie

We are pleased to offer you the full-time position of Title Clerk at Ruiz and Louvin Enterprises with a start date of 4/6/2022. You will be reporting directly to Megan Louvin at our Corporate Business Office, located at 5631 NW Loop 410, San Antonio, TX 78238. We believe your skills and experience are an excellent match for our company.

In this role, you will be required to maintain the titling of vehicles sold at all locations. You will also be responsible for research of missing titles and maintenance of missing inspections. You will liaise with Sales Managers, Sales staff, the General Manager and Owner of the company. While these will be the main focus of your position, you will also be given an opportunity to learn various other duties in the business office, should you choose to improve your standing in the Company.

The starting wage for this position is \$19 per hour, to be paid on a semi-monthly basis by check, starting on 4/25/2022. In addition to this starting salary, we're offering the following benefits:

- Off on all major holidays ie: New Year's Day, Labor Day, etc.
- Thanksgiving will range from 3-5 days off
- Christmas will range from 3-5 days off
- 1 week paid vacation after completing one (1) year of employment
- Medical and Dental available after 60 days of employment
- Christmas Savings available after 90 days of employment

Your employment with Ruiz and Louvin Enterprises will be on an at-will basis, which means you and the company are free to terminate the employment relationship at any time for any reason. This letter is not a contract or guarantee of employment for a definitive period of time.

Please confirm your acceptance of this offer by signing and returning this letter by April 6, 2022.

We are excited to have you join our team! If you have any questions, please feel free to reach out at any time.

Sincerely,
Mauson
Megan Louvin
Office Manager
Signature:
Printed Name: N. Onders
Date: 4.6-22



San Antonio, TX natalieanderson863\_eob@indeedemail.com +1 210 760 4881

Seeking a challenging and rewarding career in a diverse environment where my strong work ethic, education and expertise can be used to help promote the company mission and exceed team goals.

# Work Experience

#### Title Clerk/Wholesale Clerk

Boerne Dodge Chrysler Jeep Ram - San Antonio, TX August 2021 to March 2022

Titled new, used and wholesale vehicles daily with a volume of 200-250 cars monthly

Issued payments to lien holders daily

Issued payments for purchased vehicles including dealer trades

Reconciled TT&L, wholesale and lien holder schedules daily

Ensured all wholesale and dealer trade titles were mailed out in a timely fashion

Assisted Finance with any title questions, title paperwork questions including out of county and out of state

Followed up on lien holder titles

Applied for duplicate Texas titles and out of state titles

Worked many projects assisting with inventory and floor plans.

Worked directly with wholesalers to ensure payments were received for sold units and titles received for purchase units

# Title Specialist/Accounts Payable and Receivable

Gunn Automotive Group - San Antonio, TX August 2019 to April 2021

Execute payoffs for auto loans

Ensure all title paperwork is negotiable and ready to be submitted for titling

Process and verify all payments submitted to business office

Pay monthly bills for dealership and follow up on past due invoices

Review and update monthly reports regarding revenue, cost, debits and credits

Reconcile accounts daily

# Copart Auto Auctions, Title Resolution Manager

August 2015 to June 2019

- Ensure all title documents received were negotiable and transferable
- Send title documents daily to salvage yard
- Complete an Excel manifest daily to track all documents going to the various yards
- Process and respond to email requests daily from internal and external customers regarding title problems, errors or corrections
- Sort and distribute FedEx and mail daily to the team
- Assist with alternate disposal of vehicles due to title problems or errors

- · Audit files to confirm all necessary documents received, title transfer and sale of vehicles completed
- Organize and schedule meetings
- Organize office operations and procedures
- · Analyze and review special projects and provide information to upper management and Client
- Maintain a positive and growing relationship with Client
- Make sure Client is up to date on all changes; offering new products and services that would increase their profits and reduce cycle time

#### Auditor

Red McCombs Partners 2013 to 2015

- · Audited and processed all paperwork needed for purchasing a vehicle
- Ensured all deals had necessary signature for title processing including transfer of ownership
- · Submitted all payments for deals to billing department
- Ran daily reports to see how many deals were pending at the dealership
- Contacted finance managers to confirm which deals were rejected and what paperwork was needed to correct the rejection
- · Point of contact for finance managers and general managers at dealerships
- Reviewed and audited rebate paperwork and sent out weekly reports regarding rebates
- · Allocated tasks and duties to the department
- Ensure security, integrity and confidentiality of data, sensitive information

# **Customer Relation Specialist**

The Hartford 2012 to 2013

- Served as primary point of contact for customers and insurance agents
- Responsible for providing high level support and assistance for both internal and external customers to ensure customer satisfaction and retention
- Supported financial operations by accepting customer payment to ensure positive account status
- Reviewed billing transactions for discrepancies; proactively implemented appropriate resolutions to ensure accuracy of all invoices/accounts
- Communicated with customers to provide proof of insurance and institute policy changes according to their individual needs and or specifications
- Handled customer inquiries and complaints
- · Assessed customer's risk profile and offered additional coverages and products as needed
- · Aided customers regarding their coverages, limits and benefits of policy
- Added/removed and explained endorsements as needed
- Offered, rated and quoted new business or policy changes
- Assisted with policy rewrites and cancellations

#### Skills

- · Debits & Credits
- Title Processing
- QuickBooks
- Account Reconciliation

# Additional Information

### Skills

Microsoft Office, Excel, PowerPoint, 65 WPM, answering multi phone lines, payroll and records, meeting planner, medical coding, medical terminology, proficient in email communication and excellent customer service, people skills, strong leadership skills, able to work under pressure, adaptable, great critical thinking and problem-solving skills. I can either be a self-motivator or work with a team.

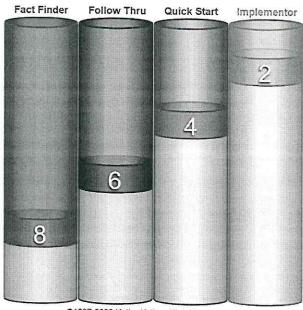
# Kolbe A™ Index Result

# **CONGRATULATIONS NATALIE**

You Got a Perfect Score on the Kolbe A™ Index

You are excellent in situations that require strategic organization of information. You set priorities and put them into appropriate sequences. Your talent with both strategies and tactics makes you essential to any massive effort.

# Kolbe Action Modes®



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How do we know this? You told us when you completed the Kolbe A™ Index. Our proprietary algorithm sorted out your answers and came up with the pattern of your MO (Modus Operandi).

Your Kolbe result is so individualized, only 5% of the population is likely to have one just like it.

Kolbe A Result - experience it online at kolbe.com/login with audio.

# R&L Certified Auto Group Christmas Savings Plan

# Guidelines and Enrollment for Salaried and Hourly Employees

2022

JUN 2 4 2022

Overview:

The Christmas Savings Account Plan is designed to help employees set money aside for holiday spending and allow them to earn an employer contributed amount equal to their contribution.			
Guidelines:			
Employee Eligibility: An employee must complete 3 months of continuous employment to be eligible for enrollment.			
Employee Contribution: Upon enrollment the employee may contribute up to 5% of their Gross Pay. This amount IS NOT a pre-tax contribution and will not lower the amount the employee pays in taxes. These amounts will be deducted from the employee's paycheck. The employee will designate the percentage to be deducted below.			
1% 2% 3% 4% 5% Flat Amt. 50.00			
Employer Contribution: R&L Auto Group will match the contribution, of any employee who qualifies under the eligibility guidelines listed above, up to \$600.  Termination Guidelines: If an employee is terminated from, or voluntarily ends their employment with R&L Auto Group, before the date of distribution, the employee will receive only the amounts deducted from the employee's wages. At the time of termination, or voluntary separation, the employee will not receive any employer contributed amounts.			
By signing below I, <u>Natula anderso</u> agree to the terms of participation in the R&L Certified Auto Group Christmas Savings Plan.			
4.11.2023       Date       Signature			

# Job Duties/Expectations for: Title Specialist

This position is integral to the company due to the time sensitive nature of titling vehicles. Titling vehicle outside of the State guidelines can incur penalties with the State and cost the company money. Titling the vehicles out of compliance with a dealer agreement can cause the Lender to cancel the vehicle contract and could result in the repurchase of the vehicle. Titling vehicles outside of compliance can also result in the Lender withholding funding according to the dealer agreement and the parameters of our "title float". In light of this, we have set forth the following duties and expectations for an individual occupying the position of Title Specialist.

#### **Duties:**

Fill out appropriate title paperwork accurately, and in accordance with State guidelines

Maintain the deals waiting for titles or inspections in an orderly fashion and in a location that can be accessed by others in the business office who may need to use the deal jacket.

Maintain license plates in an orderly fashion in a location that can be accessed by others in the business office who may need to hand out the plates.

Maintain the Trade/Purchase Unit payoff book and keep in a location that can be accessed by others in the business office who would need to use the binder.

Work with and answer questions that managers may have regarding titling issues, whether in State or out of state.

Maintain the outstanding Inspection Spreadsheet and communicate with managers and sales staff regarding missing inspections.

Conduct research on outstanding titles from the floor plan company or banks that were sent payoff checks from trade vehicles.

Communicate directly with management if a problem lingers and we are nearing the date when we will be out of compliance with the State or a lender.

Conduct research for any vehicles that may need to be titled out of state.

Populate the titling spreadsheet once plates have been returned. Make the appropriate entries in Quickbooks in a timely manner.

Report white slips to lenders in a timely manner and in the format the lender requires.

Scan and email credit union white slips in timely manner and in the format the lender requires. Follow up as needed to be sure check is issued.

### **Expectations:**

It is expected that the Title Specialist will perform the above duties with integrity and diligence.

The TS will perform research daily and weekly, as needed, and communicate effectively and immediately with management regarding any titling issues.

The TS will not make decisions, without consultation with management, that could affect the financial status of the Company, the Company's status with the floor plan company, the Company's status with a lender, or the status of the Company's dealer license with the State.

The TS will perform title and inspection status checks multiple times per week and communicate with management immediately when a missing title will put us out of compliance with the State, the floor plan company, or a lender.

The TS will follow up weekly with banks to whom a payoff check has been sent. They will be sure that the payoff check has been received, that the amount is correct, that they have our correct address and determine if the title has been mailed or released electronically. There should be notes written on the trade letter each time contact has been made with a bank.

The TS will process all outgoing title paperwork packets that are complete, within 2 working days of the deal being funded in IDMS.

The TS will process returning plates, prepare titling spreadsheet and make the appropriate entry into Quick Books, within 1 business day of receiving the white slip and plates from the title processing company.

It is expected that the TS will notify management if they have completed their duties and are in need of more work to do.

It is expected that the TS will help to maintain the integrity of the environment of the business office by working as a team with the management, their peers, with customers and with any business associate of the Company.

It is expected that the TS will report any and all misconduct that could potentially disrupt the team environment of the Company, or negatively affect the relationship of the sales staff or managers with a customer.

### Acknowledgements

#### Title Specialist

I have read and understood the duties and expectations of the Title Specialist position. I commit to the management that I will follow these to the best of my ability. I further commit that, should I not understand these expectations or duties, I will discuss any, and all questions with my manager.

Signature Print Name Date

#### Supervisor

I acknowledge that these duties and expectations have been verbally discussed and given in written form to the above signed employee. I further commit that I will support the position of Title Specialist with proper training, mentoring and support. I also commit to helping to maintain the team atmosphere of the Company, and in particular the Business Office.

Signature Print Name Date

### R&L CERTIFIED AUTO GROUP EMPLOYEE TIME-OFF REQUEST FORM

Today's Date:			
Employee's Name: Natali andersa			
Store Location: Backers			
Time-Off Request Ending on: <u>Accember 9, 2022</u> Time-Off Request Ending on: <u>Accember 12, 2022</u>			
Time-Off Request Ending on: <u>Alcember 12</u> , 2013			
•			
Reason for Request			
Vacation Funeral / Bereavement Jury Duty Medical Reason			
Personal Day Other Reason:			
All requests for time off must be submitted with at least 30 days notice. Time off will be taken with vacation time. If an employee does not have any vacation time the request time off will be without pay. All requests must be approved by the upper management team.			
Employee's Signature: Date: 5/31/2022			
· · · · · · · · · · · · · · · · · · ·			
Employer's Decision			
Employer's Signature:  Date: 6/21/27			
230.			

# R&L CERTIFIED AUTO GROUP EMPLOYEE TIME-OFF REQUEST FORM

Today's Date: 6/24/2028			
Employee's Name: Matalin Anderson			
Store Location: Bades			
Time-Off Request Beginning on: 7522			
Time-Off Request Ending on:			
Reason for Request			
Personal Day Other Reason:			
All requests for time off must be submitted with at least 30 days notice. Time off will be taken with vacation time. If an employee does not have any vacation time the request time off will be without pay. All requests must be approved by the upper management team.			
Employee's Signature: Date: Date:			
Employer's Decision			
ApprovedRejected			
Employer's Signature:			

## R&L CERTIFIED AUTO GROUP EMPLOYEE TIME-OFF REQUEST FORM

Today's Date:
Today's Date:
Store Location: Bandera
Time-Off Request Beginning on:
Time-Off Request Ending on: 11-14-12
Reason for Request
Vacation Funeral / Bereavement Jury Duty Medical Reason
Personal Day Other Reason:
All requests for time off must be submitted with at least 30 days notice. Time off will be taken with vacation time. If an employee does not have any vacation time the request time off will be without pay. All requests must be approved by the upper management team.
Employee's Signature:Date:
Employer's Decision
Approved Rejected /
11 MIM 0/21/20
Employer's Signature:

## R&L CERTIFIED AUTO GROUP EMPLOYEE TIME-OFF REQUEST FORM

91 de
Today's Date: //21/222
Today's Date: 9/2/222 Employee's Name: Natalia and erson
Store Location: Banden ~
Time-Off Request Beginning on: 10/31/2020  Time-Off Request Ending on: 10/31/2020
Time-Off Request Ending on: 10/31/2024
Reason for Request
Vacation Funeral / Bereavement Jury Duty Medical Reason
Personal Day Other Reason: Lowbays V Bears (2) Dallas
All requests for time off must be submitted with at least 30 days notice. Time off will be taken with vacation time. If an employee does not have any vacation time the request time off will be without pay. All requests must be approved by the upper management team.
Employee's Signature: Date: Date:
Employer's Decision
Approved Rejected
Employer's Signature Date: 9/27/27
Date.

# R&L Certified Auto Group

# Written Discipline Notice

Empl	oyee Name Nature Hourson Date of Notice	10/24/22
Depa	ertment Business Office Date of Incident_	10/20/22
<u>X</u>	Verbal Written Warning Suspension From to Discharged Effective Date	
Reaso	n for warning of discipline. (check one)  1. Violation of or failure to observe:  a. Work rules b. Work procedures	
	2. Insubordination	A 2 1
	3. Tardiness, Absenteeism, Failure to report for work	
	4. Under the Influence of and/or possession of drugs or alcohol	
	5. Dishonesty	
	6. Failure to observe proper safety procedures	
	7. Failure to complete work assignment	
	8. Discourtesy or verbal abuse of guest or other employee	2
	Damage or misuse of company property	
	10. Unauthorized removal from company premises of company property	
	11. Physical or verbal assault and/or fighting	
<u> </u>	12.Other (specify in remarks section)	

# 

Remarks: Explain reasons for warning or discipline, including specific details of incident or violation:
Natalie sent a feet Message to Eric & Megan on 10/20/22 at 7:57
Stating that she would not be in until 12 or Ipm. There was no explanat
given as to the reason for the late arrival Matalia did text along the
late, however there should have been a reason given if she was going
be more than just a few minutes late.
Action to be taken by employee and supervisor:
Supervisor
This is a written notice. Natalie has been given a verbal
regulationed also a police verbal notice recording begins
request, and also a motice verbal notice regarding becomes
The scheduled slart time.
<u>Employee</u>
- Will provide a text message or phone mil
Will provide a text message or phone call with a valid reason for arriving past her
- Scheduled arrival firms.
The state of the s
I hereby acknowledge receipt of a copy of this discipline form.
C C
Employee's Signature Date
Date Date
(1) (1) (1) (1)
Supervisor's Signature
Date Date
CC: Employee

# R&L Certified Auto Group

# Written Discipline Notice

Empl	oyee Name Natalle Andreson Date of Notice 10 24 22
Depa	rtment Business Office Date of Incident 10 24 22
<u>X</u>	Verbal Written Warning Suspension From to Discharged Effective Date
Reason	1. Violation of or failure to observe:  a. Work rules b. Work procedures
	2. Insubordination
	<ul><li>3. Tardiness, Absenteeism, Failure to report for work</li><li>4. Under the Influence of and/or possession of drugs or alcohol</li></ul>
	<ul><li>5. Dishonesty</li><li>6. Failure to observe proper safety procedures</li></ul>
<del></del> 87	7. Failure to complete work assignment
	8. Discourtesy or verbal abuse of guest or other employee
	9. Damage or misuse of company property
	10. Unauthorized removal from company premises of company property
	11. Physical or verbal assault and/or fighting
X	12.Other (specify in remarks section)

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Remarks: Explain reasons for warning or discipline, including specific details of incident or violation:
- Include any prior warning(s) whether verbal or written.
- Include any prior warning(s) whether verbal or written.  Natalie arrived late to work today. Natalie also took, with
today that was longer than I hour without prior
authorization from her manager.
She also coul a la
She also sent a text that she would be taking a
long Which on 1025 and would leave at 1045 and begone Action to be taken by employee and supervisor: approve 2 hours or so "Natalie and not ask for approval merely stated she supervisor would be some and would make up her time late again there is no explanation for the absence
Action to be taken by employee and supervisor: approv 2 hours or so "
supervisor and not ask for approval merely started site
would be gone and would make up her forme and
again there is no explanation for the absence.
This is a second written notice for failure to
adhana to have wall a cold of a factores to
Employed hy She was deviating from her scheduled hour
Employee by sue was deviating from her scheduled hour
Employe will adhere to her scheduled hours. If
lime to should to attend a should a little of
time & needed to attend appointments or personal
- CONCO TO TOURS (A) WE CALLON TO THE CALLON OF THE
information, Late starts or love himalian read to be
a springed lung a man ages
information. Late starts or long lunches heal to be appropried by a manager.  Thereby acknowledge receipt of a copy of this discipline form.
bla.
Employee's Signature
Date
Supervisor's Signature Date
Date Date
cc: Employee

Employee File

**LOUVIN 00025** 

### **Absence Request**



# R & L Certified Auto Group

	Abse	nce Information	
Employee Name:	Natatie anderson		
Employee Number:			
Department:	Business office		
Manager:			
Type of Absence Re	quested:		
☐ Sick			
	☐ Vacation	☐ Bereavement ☐	Time Off Without Pay
☐ Military	☐ Jury Duty	☐ Matemity/Patemity ☐	Other
Dates of Absence:	From: Jepi4, 2023 (T	usday To: Febr,	esce (Friday)
Reason for Absence		7	
Universal			
You must submit req	uests for absences, other than	sick leave, two days prior to the fi	irst day you will be absent.
			12/5/2004
Employee Signature		Date	9
		ager Approval	
		E of VACATION	
☐ Rejected	Days Available	in April Aften	8
Comments:	Ann. DATE	,	
	1		
	-01/1		1/17/1013
Manager Signature		Da	ate

## **Absence Request**



# R & L Certified Auto Group

	Absence	Information	
Employee Name:	Natatie anderson		
Employee Number:			
Department:	Buziness office		
Manager:			
Time of About	2		
Type of Absence Rec	quested:		
☐ Sick	☐ Vacation	☐ Bereavement	Time Off Without Pay
☐ Military	☐ Jury Duty	☐ Maternity/Paternity	☐ Other
Dates of Absence: F	From: May 18, 2020	To:	123, 2022
Reason for Absence:			
Esc			
You must submit requ	uests for absences, other than sici	k leave, two days prior to t	the first day you will be absent.
2			12/5/2022
Employee Signature			Date 12027
	Manage	r Approval	
Approved /	Anst use Vacation'	DAYS HUST	
☐ Rejected ☐	hust use Vacation's Become Available	in April	•
Comments:		11/10.10	
	9//		34
_			,
			1/17/2023
Manager Signature			Date



### Employee Vacation/Personal Time Off Policy

2023

The following is the vacation and personal time off policy for R&L Certified Auto Group, and it applies to all personnel, which includes hourly, salary, and commission-based employees.

# Vacation (paid and non-paid)

All employees who have completed one year of employment are eligible to take paid vacation. However, there are a few parameters.

- All time off must be submitted in writing at least 30 days in advance
- If an employee does not have available vacation time, they may submit a request for unpaid vacation days.
- A written request that is submitted within the appropriate time frame is not a guarantee of approval
- All requests must be submitted through your immediate supervisor and all requests must be approved by Eric Louvin.

### **Personal Time Off Requests**

An employee who needs to take time off for personal reasons like Doctor's appointments, school events, or family events, etc. will need to speak directly to their immediate supervisor and the following parameters will apply.

- The employee will need to speak with their supervisor as soon as the need for time off becomes known
- Personal time off requests need to be tendered within at least 24 hours prior to when the time off is needed
- The request may need to be approved by Eric Louvin
- The employee will need to discuss how the time will be made up ie: work through lunch, work late, or forfeit their normal day off.

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A request that is submitted within the appropriate time frame is not a guarantee of approval

Please remember that ALL requests are subject to approval regardless of the time off available. Please do not make travel reservations or appointments until your request has been cleared by your supervisor and/or approved by Eric Louvin.

We understand that situations arise that may not meet the 30 day or 24 hour required window. You will need to submit your request at the earliest opportunity. Each situation will be considered individually and again, a written request does not guarantee approval.

Notalie a andersa	3	
Printed Name	Signature	

# R&L Certified Auto Group Christmas Savings Plan

# Guidelines and Enrollment for Salaried and Hourly Employees

### 2023

^	-		
Ov	on.	$I \cap I$	,,

Guidelines:

The Christmas Savings Account Plan is designed to help employees set money aside for holida
spending and allow them to earn an employer contributed amount equal to their contribution.
w.

Employee Eligibility: An employee must complete 3 months of continuous employment to be eligible for enrollment.

Employee Contribution: Upon enrollment the employee may contribute up to 5% of their Gross Pay. This amount IS NOT a pre-tax contribution and will not lower the amount the employee pays in taxes. These amounts will be deducted from the employee's paycheck. The employee will designate the percentage to be deducted below.

1%	2%	3%	4%	5%	Flat Amt. 50 year Check
----	----	----	----	----	-------------------------

Employer Contribution: R&L Auto Group will match the contribution, of any employee who qualifies under the eligibility guidelines listed above, up to \$600.

Termination Guidelines: If an employee is terminated from, or voluntarily ends their employment with R&L Auto Group, before the date of distribution, the employee will receive only the amounts deducted from the employee's wages. At the time of termination, or voluntary separation, the employee will not receive any employer contributed amounts.

Print Name

Date

13/2012

Signature

JAN 11 a 20033 LOUVIN 00030





Megan Louvin <rlacctpay@gmail.com>

#### 2/7/2023

1 message

R&L Titles <rlautotitles@gmail.com>
To: Megan Louvin <rlacetpay@gmail.com>

Thu, Feb 2, 2023 at 3:29 PM

Hi,

On Tuesday, 2/7/23 I have my massage therapy appointment at 6pm, I will leave at 530. I will work through my lunch on Monday and Tuesday to make up the time. If that's okay with you.

Respectfully, Natalie Anderson R&L Certified Auto Group Title Specialist 210-775-5958 5631 NW Loop 410 SA, TX 78238

### Case 5:23-cv-00911-XR Document 18 Filed 04/05/24 Page 91 of 220

### Friday

From: R&L Titles (rlautotitles@gmail.com)

To: meglou1966@yahoo.com

Date: Wednesday, March 8, 2023 at 02:49 PM CST

Hi.

Friendly reminder that I'll be leaving at 5 on friday to make my therapy appointment at 6pm. I've made up the time by coming in early this week.

Respectfully, Natalie Anderson R&L Certified Auto Group Title Specialist 210-775-5958 5631 NW Loop 410 SA, TX 78238



Megan Louvin <rlacctpay@gmail.com>

### Schedule Change 3/28-3-31

1 message

R&L Titles <rlautotitles@gmail.com>
To: Megan Louvin <rlacctpay@gmail.com>

Mon, Mar 20, 2023 at 3:18 PM

Hi

Per our discussion is it okay if I change my schedule to 9-5 Tuesday-Friday?

Respectfully,
Natalie Anderson
R&L Certified Auto Group
Title Specialist
210-775-5958
5631 NW Loop 410
SA, TX 78238



Natalie Anderson

Employee Pay Stub Check number: 12830

Pay Period: 04/01/2022 - 04/15/2022

SSN

Pay Date: 04/25/2022

Employee

Natalie Anderson,

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,216.00	1,216.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -73.00 -75.39 -17.63	0.00 -73.00 -75.39 -17.63
			-166.02	-166.02
Net Pay			1,049.98	1.049.98

#### Natalie Anderson

Employee Pay Stub Check number: 12917 Pay Period: 04/16/2022 - 04/30/2022 Pay Date: 05/10/2022 **Employee** SSN

Natalie Anderson,

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	2,736.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -109.00 -94.24 -22.04	0.00 -182.00 -169.63 -39.67
			-225.28	-391.30
Net Pay			1,294.72	2,344.70

#### Natalie Anderson

Employee Pay Stub	Check number: 13015	Pay Period: 05/01/2022 - 05/15/2022	Pay Date: 05/25/2022
Employee		SSN	8
Natalie Anderson, 2			

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	4,256.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		622	0.00 -109.00 -94.24 -22.04	0.00 -291.00 -263.87 -61.71
		7,61	-225.28	-616.58
Net Pay			1,294,72	3,639,42

### Natalie Anderson

Employee Pay Stub	Check number: 13086	Pay Period: 05/16/2022 - 05/31/2022	Pay Date: 06/10/2022
Employee		SSN	
Natalie Anderson, 2000 Loar of			

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	5,776.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding			0.00	0.00
Social Security Employee Medicare Employee			-94.24 -22.04	-358.11 -83.75
		0.	-225.28	-841.86
Adjustments to Net Pay			Current	YTD Amount
Car Payment			-1,000.00	-1,000.00
Net Pay			294.72	3,934,14

> Natalie Anderson 2006 Leal St San Antonio, TX 78207

 Employee Pay Stub
 Check number: 13183
 Pay Period: 06/01/2022 - 06/15/2022
 Pay Date: 06/24/2022

 Employee
 SSN

 Natalie Anderson, 2006 Leal St, San Antonio, TX 78207
 \*\*\*\*-\*\*-8504

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	7,296.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-109.00	-509.00
Social Security Employee			-94.24	-452.35
Medicare Employee		· ·	-22.04	-105.79
			-225.28	-1,067.14
Adjustments to Net Pay		5 <del>3</del>	Current	YTD Amount
Car Payment				-1,000.00
Net Pay			1,294.72	5,228.86

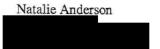
#### Natalie Anderson

 Employee Pay Stub
 Check number: 13289
 Pay Period: 06/16/2022 - 06/30/2022
 Pay Date: 07/09/2022

 Employee
 SSN

Natalie Anderson,

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	8,816.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-109.00	-618.00
Social Security Employee			-94.24	-546.59
Medicare Employee			-22.04	-127.83
			-225.28	-1,292.42
Adjustments to Net Pay		12	Current	YTD Amount
Xmas Savings			-50.00	-50.00
Car Payment		_		-1,000.00
			-50.00	-1,050.00
Net Pay			1,244.72	6,473,58



 Employee Pay Stub
 Check number: 13358
 Pay Period: 07/01/2022 - 07/15/2022
 Pay Date: 07/25/2022

 Employee
 SSN

Natalie Anderson, 2

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	10,336.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-109.00	-727.00
Social Security Employee			-94.24	-640.83
Medicare Employee		_	-22.04	-149.87
			-225.28	-1,517.70
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-50.00	-100.00
Car Payment		-		-1,000.00
			-50.00	-1,100.00
Net Pay			1,244,72	7,718,30

Natalie Anderson

**Employee Pay Stub** 

Check number: 13446

Pay Period: 07/16/2022 - 07/31/2022

SSN

Pay Date: 08/10/2022

**Employee** 

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary		14	1,520.00	11,856.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-109.00	-836.00
Social Security Employee			-94.24	-735.07
Medicare Employee		_	-22.04	-171.91
			-225.28	-1,742.98
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings		Si .	-50.00	-150.00
Car Payment		_	A. M.	-1,000.00
			-50.00	-1,150.00
Net Pay			1,244.72	8,963.02

#### Natalie Anderson

**Employee Pay Stub** 

Check number: 13531

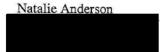
Pay Period: 08/01/2022 - 08/15/2022

SSN

Pay Date: 08/25/2022

Employee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	13,376.00
Taxes		19	Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-109.00	-945.00
Social Security Employee			-94.24	-829.31
Medicare Employee			-22.04	-193.95
			-225.28	-1,968.26
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings	-11		-50.00	-200.00
Car Payment			William Salah	-1,000.00
			-50.00	-1,200.00
Net Pay			1,244.72	10,207.74



Employee Pay Stub

Check number: 13608

Pay Period: 08/16/2022 - 08/31/2022

Pay Date: 09/09/2022

**Employee** 

SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	14,896.00
Taxes		(F	Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-109.00	-1.054.00
Social Security Employee			-94.24	-923.55
Medicare Employee		_	-22.04	-215.99
			-225.28	-2,193.54
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings Car Payment			-50.00	-250.00 -1,000.00
			-50.00	-1,250.00
Net Pay			1,244.72	11,452.46

### Natalie Anderson

 Employee Pay Stub
 Check number: 13691
 Pay Period: 09/01/2022 - 09/15/2022
 Pay Date: 09/26/2022

 Employee
 SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,520.00	16,416.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -109.00 -94.24 -22.04	0.00 -1,163.00 -1,017.79 -238.03
		0,000	-225.28	-2,418.82
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings Car Payment			-50.00	-300.00 -1,000.00
			-50.00	-1,300.00
Net Pay			1,244.72	12.697.18

### Natalie Anderson

Employee Pay Stub	Check number: 13749	Pay Period: 09/16/2022 - 09/30/2022	Pay Date: 10/10/2022
Employee		SSN	
N		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,680.00	18,096.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-128.00	-1,291.00
Social Security Employee			-104.16	-1,121.95
Medicare Employee			-24.36	-262.39
			-256.52	-2,675.34
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-50.00	-350.00
Car Payment		-		-1,000.00
		Ж	-50.00	-1,350.00
Net Pay			1.373.48	14 070 66



Employee Pay Stub

Check number: 13817

Pay Period: 10/01/2022 - 10/15/2022

Pay Date: 10/25/2022

Employee

SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,680.00	19,776.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax		*	0.00	0.00
Federal Withholding			-128.00	-1,419.00
Social Security Employee			-104.16	-1,226.11
Medicare Employee		_	-24.36	-286.75
			-256.52	-2,931.86
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-50.00	-400.00
Car Payment				-1,000.00
		.0	-50.00	-1,400.00
Net Pay		1.2	1,373.48	15,444.14

Natalie Anderson

2006 1 1 1 01

Employee Pay Stub	Check number: 13902	Pay Period: 10/16/2022 - 10/31/2022	Pay Date: 11/10/2022
Employee N	Э	SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,680.00	21,456.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee		æ	0.00 -128.00 -104.16 -24.36	0.00 -1,547.00 -1,330.27 -311.11
			-256.52	-3,188.38
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings Car Payment			-50.00	-450.00 -1,000.00
			-50.00	-1,450.00
Net Pay		25	1,373.48	16,817.62

#### Natalie Anderson

**Employee Pay Stub** 

Check number: 13951

17,683.19

Pay Period: 11/01/2022 - 11/15/2022

SSN

Pay Date: 11/21/2022

Employee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Company Match Salary		450.00	450.00	450.00 21,456.00
	0.00		450.00	21,906.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			0.00	-1,547.00
Social Security Employee			-27.90	-1,358.17
Medicare Employee			-6.53	-317.64
			-34.43	-3,222.81
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			450.00	
Car Payment		_	9.5.565.50	-1,000.00
			450.00	-1,000.00
Net Pay			865.57	17.683.19

#### Natalie Anderson

Employee Pay Stub

Check number: 13962

Pay Period: 11/15/2022 - 11/15/2022

SSN

Pay Date: 11/25/2022

Employee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary Company Match			1,344.00	22,800.00 450.00
	0.00		1,344.00	23,250.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		9	0.00 -88.00 -83.33 -19.49 -190.82	0.00 -1,635.00 -1,441.50 -337.13 -3,413.63
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings Car Payment		No. of Contract	-50.00	-50.00 -1,000.00
			-50.00	-1,050.00
Net Pay			1,103.18	18,786.37

### Natalie Anderson

**Employee Pay Stub** 

Check number: 14023

Pay Period: 11/16/2022 - 11/30/2022

Pay Date: 12/09/2022

Employee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary Company Match			1,260.00	24,060.00 450.00
	0.00		1,260.00	24,510.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee		#	0.00 -78.00 -78.12 -18.27	0.00 -1,713.00 -1,519.62 -355.40
			-174.39	-3,588.02
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings Car Payment			-50.00	-100.00 -1,000.00
			-50.00	-1,100.00
Net Pay		17	1,035.61	19,821.98

Natalie Anderson

**Employee Pay Stub** 

Check number: 14117

Pay Period: 12/01/2022 - 12/15/2022

Pay Date: 12/23/2022

Employee

SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary Company Match			1,680.00	25,740.00 450.00
	0.00		1,680.00	26,190.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee		46	0.00 -128.00 -104.16 -24.36	0.00 -1,841.00 -1,623.78 -379.76
			-256.52	-3,844.54
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings Car Payment			-50.00	-150.00 -1,000.00
			-50.00	-1,150.00
Net Pay		363	1,373.48	21,195.46

### Natalie Anderson

VOID: Payroll Service funds recovered

Employee Pay Stub	Check number: 14193		Pay Period: 12/16/2022 - 12/31/2022	Pay Date: 01/10/2023
Employee			SSN	5
Taxes	Current	YTD Amount	Memo	
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee	0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00	VOID: Payroll Service funds recovered	
	0.00	0.00		
let Pav	0.00			



**Employee Pay Stub** 

Check number: 14203

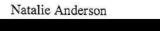
Pay Period: 12/16/2022 - 12/31/2022

Pay Date: 01/10/2023

Employee

CCM

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,176.00	1,176.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -63.00 -72.91 -17.05	0.00 -63.00 -72.91 -17.05
Adjustments to Net Pay		51	-152.96 Current	-152.96 YTD Amount
Xmas Savings			-50.00	-50.00
Net Pay			973.04	973.04



Employee Pay Stub	Ch	eck number:	14288		Pay Period: 01/01/2023 - 01/15/2023	Pay Date: 01/25/2023
Employee					SSN	
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,680.00	2,856.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -123.00 -104.16 -24.36	0.00 -186.00 -177.07 -41.41		*
			-251.52	-404.48		
Adjustments to Net Pay		¥	Current	YTD Amount		
Xmas Savings			-50.00	-100.00		
Net Pay			1,378.48	2,351.52		



Employee Pay Stub	Check number: 14367	Pay Period: 01/16/2023 - 01/31/2023	Pay Date: 02/10/2023
Employee	0	SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,512.00	4,368.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-103.00	-289.00
Social Security Employee			-93.75	-270.82
Medicare Employee			-21.93	-63.34
			-218.68	-623.16
Adjustments to Net Pay		- 2	Current	YTD Amount
Xmas Savings			-50.00	-150.00
Net Pay			1.243.32	3 594 84

Natalie Anderson

**Employee Pay Stub** 

Check number: 14453

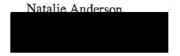
Pay Period: 02/01/2023 - 02/15/2023

Pay Date: 02/24/2023

Employee

SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary		8	1,680.00	6,048.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-123.00	-412.00
Social Security Employee			-104.16	-374.98
Medicare Employee			-24.36	-87.70
			-251.52	-874.68
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings		100	-50.00	-200.00
Net Pay			1,378.48	4,973.32



	*		
Employee Pay Stub	Check number: 14547	Pay Period: 02/16/2023 - 02/28/2023	Pay Date: 03/10/2023
F			

Employee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary		я.	1,344.00	7,392.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-83.00	-495.00
Social Security Employee			-83.32	-458.30
Medicare Employee			-19.48	-107.18
			-185.80	-1,060.48
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings		12	-50.00	-250.00
Net Pay			1,108.20	6.081.52

Natalie Anderson

Employee Pay Stub

Check number: 14638

Pay Period: 03/01/2023 - 03/15/2023

Pay Date: 03/24/2023

mplovee

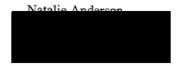
Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,680.00	9,072.00
Taxes		6)	Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -123.00 -104.16 -24.36	0.00 -618.00 -562.46 -131.54
**************************************		-	-251.52	-1,312.00
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-50.00	-300.00
Net Pay			1,378,48	7,460.00

Natalie Anderson

 Employee Pay Stub
 Check number: 14715
 Pay Period: 03/16/2023 - 03/31/2023
 Pay Date: 04/10/2023

 Employee
 SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount	
Salary			1,680.00	10,752.00 YTD Amount	
Taxes		10	Current		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -123.00 -104.16 -24.36	0.00 -741.00 -666.62 -155.90	
Adjustments to Net Pay			-251.52 Current	-1,563.52 YTD Amount	
Xmas Savings			-50.00	-350.00	
Net Pay		is.	1,378.48	8,838.48	



Employee Pay Stub Check number: 14803 Pay Period: 04/01/2023 - 04/15/2023 Pay Date: 04/25/2023

mnlovee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,680.00	12,432.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-123.00	-864.00
Social Security Employee			-104.16	-770.78
Medicare Employee			-24.36	-180.26
			-251.52	-1,815.04
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-50.00	-400.00
Net Pay			1,378.48	10.216.96



**Employee Pay Stub** 

Check number: 14885

Pay Period: 04/16/2023 - 04/30/2023

Pay Date: 05/10/2023

Employee

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,680.00	14,112.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		_	0.00 -123.00 -104.16 -24.36	0.00 -987.00 -874.94 -204.62
Adjustments to Net Pay			-251.52 Current	-2,066.56 YTD Amount
Xmas Savings			-50.00	-450.00
Net Pay			1,378.48	11,595.44

Natalie Anderson

Employee Pay Stub	a						
Employee Pay Stub	Check number: 14974	Pay Period: 05/01/2023 - 05/15/2023	Pay Date: 05/25/2023				
Employee	6	CCN					

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary Vacation Pay		\$190 at 15,741	1,176.00	15,288.00
Vacation Pay	3.00	168.00	504.00	504.00
	3.00		1,680.00	15,792.00
Taxes		¥0	Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-123.00	-1,110.00
Social Security Employee Medicare Employee			-104.16	-979.10
wedicare Employee			-24.36	-228.98
			-251.52	-2,318.08
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings		1000	450.00	
Net Pay			1,878.48	13,473,92

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# R&L Certified Auto Group Sun Jan 1 - Tue Jan 31, 2023

**Natalie Anderson** 

# Hire date 4/6/22

Ca	3C J.2	_O=CV-	0031	T-\(\(\)	שטט	uniei	11 10	J 1 1160 04/03/24		3124	ray	01 220	
Totals for Natalie Anderson	Tue Jan 31	Mon Jan 30	Fri Jan 27	Thu Jan 26	Wed Jan 25	Tue Jan 24	Mon Jan 23	Fri Jan 20	Thu Jan 19	Wed Jan 18	Tue Jan 17	Mon Jan 16	Date
	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Role
	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	Wage rate
	10:30 am - 6:40 pm		10:30 am - 7:00 pm	10:32 am - 6:36 pm	10:30 am - 6:36 pm	10:30 am - 6:53 pm	10:32 am - 7:00 pm	10:27 am - 6:53 pm	10:32 am - 6:30 pm	10:30 am - 7:24 pm	10:30 am - 6:30 pm	10:30 am - 6:30 pm	Time card
96,00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	Scheduled hours
90.99	8.17	0.00	8.50	8.07	8.10	8,38	8.47	8,43	7.97	8.90	8.00	8,00	Actual hours
-5.01	0.17	-8.00	0.50	0.07	0.10	0.38	0.47	0.43	-0.03	0.90	0.00	0.00	Actual vs. scheduled
88.17	8.17	0.00	7.65	8.07	7.43	8.38	8,47	7.13	7.97	8.90	8.00	8.00	Regular hours
1.20	0.00	0.00	0.00	0.00	0.67	0.00	0,00	0.53	0.00	0,00	0.00	0.00	Unpaid breaks
1.62	0.00	0.00	0.85	0.00	0.00	0.00	0.00	0.77	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

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# Natalie Anderson

R&L Certified Auto Group Wed Feb 1 - Tue Feb 28, 2023

Tue Feb 21	Tue Feb 21	Mon Feb 20	Mon Feb 13	Fri Feb 10	Fri Feb 10	Thu Feb 9	Thu Feb 9	Wed Feb 8	Tue Feb 7	Mon Feb 6	Fri Feb 3	Thu Feb 2	Wed Feb 1	Date
Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Role
\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	Wage rate
1:34 pm - 6:55 pm	9:00 am <b>- 1</b> :08 pm	10:33 am - 6:30 pm	10:31 am - 7:20 pm	3:24 pm - 7:02 pm	10:50 am - 2:19 pm	3:50 pm - 7:01 pm	10:30 am - 2:50 pm	10:48 am - 7:10 pm	10:40 am - 5:00 pm	10:48 am - 6:56 pm	10:39 am - 6:39 pm	10:41 am - 6:41 pm	10:35 am - 6:30 pm	Time card
0.00	8.00	8.00	8.00	0.00	8.00	0.00	8.00	8.00	7.00	8.00	8.00	8.00	8.00	Scheduled hours
5,35	4.13	7.95	8.82	3.63	3.48	3.18	4.33	8.37	6.33	8.13	8.00	8.00	7.92	Actual hours
5.35	-3.87	-0.05	0.82	3,63	-4.52	3.18	-3.67	0.37	-0.67	0.13	0.00	0,00	-0.08	Actual vs. scheduled
5.35	4.13	7.95	8,82	3,63	3.48	3.18	4.33	8.37	6.33	8.13	8.00	8.00	7.92	Regular hours
0.00	0.00	0.00	0.00	0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

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Totals for Natalie Anderson	Tue Feb 28	Tue Feb 28	Mon Feb 27	Mon Feb 27	Fri Feb 24	Fri Feb 24	Thu Feb 23	Thu Feb 23	Wed Feb 22	Wed Feb 22
	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant
	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr
	4:34 pm - 6:48 pm	9:44 am - 4:02 pm	3:39 pm - 7:02 pm	9:09 am - 2:50 pm	\$21.00/hr 1:30 pm - 6:45	9:45 am - 1:03 pm	\$21.00/hr 2:15 pm - 7:03	8:51 am - 12:20 pm	\$21.00/hr 1:54 pm - 6:35	\$21.00/hr 9:37 am - 1:07
127.00	0.00	8,00	0,00	8.00	0.00	8,00	0.00	8.00	0.00	8.00
130.22	2.23	6.30	3.38	5,68	5.25	3,30	4.80	3.48	4.68	3.50
3.22	2.23	-1.70	3.38	-2,32	5.25	-4.70	4.80	-4.52	4.68	-4.50
127.78	2.23	6.30	3,38	5.68	2.81	3.30	4.80	3.48	4.68	3.50
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2.44	0.00	0.00	0.00	0.00	2.44	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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# Natalie Anderson

R&L Certified Auto Group Wed Mar 1 - Fri Mar 31, 2023

Tue Mar 14	Mon Mar 13	Fri Mar 10	Thu Mar 9	Wed Mar 8	Wed Mar 8	Tue Mar 7	Tue Mar 7	Mon Mar 6	Mon Mar 6	Fri Mar 3	Thu Mar 2	Thu Mar 2	Wed Mar 1	Date
Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Role
\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21,00/hr	\$21.00/hr	Wage rate
10:31 am - 6:33 pm	10:23 am - 6:36 pm	10:32 am - 5:21 pm	10:01 am - 6:36 pm	4:36 pm - 6:41 pm	9:41 am - 3:59 pm	3:27 pm - 6:37 pm	10:31 am - 2:53 pm	4:25 pm - 6:40 pm	9:41 am - 3:51 pm	9:51 am - 6:40 pm	2:50 pm - 6:32 pm	10:01 ám - 2:25 pm	9:14 am - 6:45 pm	Time card
0.00	0.00	8.00	8.00	0.00	8.00	0.00	8.00	0.00	8.00	8.00	0.00	8.00	8.00	Scheduled hours
8.03	8.22	6.82	8.58	2.08	6.30	3.17	4.37	2.25	6.17	8.82	3.70	4.40	9.52	Actual hours
8.03	8.22	-1.18	0.58	2.08	-1.70	3.17	-3.63	2.25	-1.83	0.82	3.70	-3.60	1.52	Actual vs. scheduled
8.03	8.22	6.82	8.58	2.08	6.30	3.17	4.37	2.25	6.17	4.79	3.70	4.40	9.52	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	4.03	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

### Case 5:23-cv-00911-XR Document 18 Filed 04/05/24 Page 126 of 220 Fri Mar 31 Thu Mar 30 Wed Mar 29 Totals for Natalie Anderson Tue Mar 28 Mon Mar 27 Fri Mar 24 Thu Mar 23 Wed Mar 22 Tue Mar 21 Wed Mar 22 Fri Mar 17 Mon Mar 20 Thu Mar 16 Wed Mar 15 Admin Assistant Admin Ass<mark>i</mark>stant Admin Assistant Admin Assistant Admin Assistant Admin Assistant \$21.00/hr 9:01 am - 5:36 \$21.00/hr 9:00 am - 5:00 pm \$21.00/hr \$21.00/hr \$21.00/hr \$21.00/hr \$21.00/hr \$21.00/hr 2:05 pm - 6:45 \$21.00/hr 1:19 pm \$21.00/hr \$21.00/hr \$21.00/hr \$21.00/hr 6:36 pm \$21.00/hr 9:00 am - 5:00 pm 9:01 am - 5:07 pm 10:30 am -6:31 pm 12:39 pm -6:30 pm 10:29 am -6:29 pm 10:30 am -6:30 pm 10:30 am -6:39 pm 10:30 am -6:30 pm 10:25 am -7:03 pm 8.00 144.00 8.00 8.00 8.00 8.00 8.00 8.00 0.00 8.00 8.00 0.00 0.00 0.00 185.33 8.58 8.00 8.10 8.00 8.02 5.85 8.00 4.67 2.83 8,15 8.00 8.00 8.63 8.07 41.33 0.58 0.00 0.100.00 0.02 -2,15 0.00 -3,33 2.83 0.15 0.00 8.00 8.63 8.07 179.65 7.88 8.00 8.10 8.00 8.02 5.85 8.00 4.67 2.83 8.15 8.00 7.05 8.63 8.07 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 5.68 0.70 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.95 0.00

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# Natalie Anderson

R&L Certified Auto Group Sat Apr 1 - Sun Apr 30, 2023

Mon Apr 17	Fri Apr 14	Thu Apr 13	Wed Apr 12	Tue Apr 11	Mon Apr 10	Mon Apr 10	Fri Apr 7	Thu Apr 6	Wed Apr 5	Wed Apr 5	Tue Apr 4	Mon Apr 3	Mon Apr 3	Date
17	*	Б	12	п	10	10		on.	ъ	ú	4	ω	ω	
Admin	Admin Assistant	Role												
\$31 00/br	\$21.00/hr	\$21,00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	Wage							
	9:00 am - 5:00 pm	9:00 am - 5:00 pm	9:02 am - 5:00 pm	9:01 am - 5:12 pm	2:57 pm - 5:07 pm	9:02 am - 2:29 pm	9:00 am - 5:32 pm	9:00 am - 5:19 pm	4:00 pm - 5:21 pm	9:00 am - 3:20 pm	9:00 am - 5:00 pm	1:00 pm - 5:00 pm	9:00 am - 12:18 pm	Time card
8.00	8.00	8.00	8.00	8.00	0.00	8.00	8.00	8.00	0.00	8.00	8.00	0.00	8.00	Scheduled hours
0.00	8,00	8.00	7.97	8,18	2.17	5.45	8.53	8.32	1.35	6.33	8.00	4.00	3.30	Actual hours
-8.00	0.00	0.00	-0.03	0.18	2.17	-2.55	0.53	0.32	1.35	-1.67	0.00	4.00	-4.70	Actual vs. scheduled
0.00	8.00	8.00	7.97	8.18	2.17	5.45	8.53	8.32	1,35	6.33	8.00	4.00	3,30	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	<b>Unpaid</b> breaks
0.00	0,00	0.00	0,00	0.00	0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

Ca	Case 5:23-cv-00911-XR Document 18						nt 18	3 Filed 04/05/24 Page 128 of 220							
Totals for Natalie Anderson	Fri Apr 28	Fri Apr 28	Thu Apr 27	Thu Apr 27	Wed Apr 26	Wed Apr 26	Tue Apr 25	Mon Apr 24	Mon Apr 24	Fri Apr 21	Thu Apr 20	Thu Apr 20	Wed Apr 19	Tue Apr 18	Tue Apr 18
	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant
	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr
	2:25 pm - 5:10 pm	8:55 am - 1:32 pm	12:48 pm - 5:08 pm	9:06 am - 11:40 am	1:55 pm - 5:10 pm	8:59 am - 1:09 pm	9:00 am - 5:12 pm	2:47 pm - 5:00 pm	9:01 am - 2:17 pm	9:00 am - 6:09 pm	1:16 pm - 5:06 pm	9:01 am - 12:19 pm	9:01 am - 5:00 pm	2:26 pm - 5:14 pm	9:01 am - 1:56 pm
160.00	0.00	8.00	0.00	8.00	0.00	8.00	8.00	0.00	8.00	8.00	0.00	8.00	8.00	0.00	8.00
148.96	2.75	4.62	4.33	2.57	3.25	4.17	8.20	2.22	5.27	9.15	3,83	3.30	7.98	2.80	4.92
-11.04	2.75	-3,38	4.33	-5.43	3.25	-3.83	0.20	2.22	-2.73	1.15	3.83	-4.70	-0.02	2.80	-3.08
148.96	2.75	4.62	4.33	2.57	3.25	4.17	8.20	2.22	5.27	9.15	3.83	3.30	7.98	2,80	4.92
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00
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# Natalie Anderson

R&L Certified Auto Group Mon May 1 - Wed May 31, 2023

Aned Midy TO	Mod Mourill	Wed May 10	Tue May 9	Mon May 8	Fri May 5	Fri May 5	Thu May 4	Thu May 4	Wed May 3	Tue May 2	Tue May 2	Mon May 1	Mon May 1	Date
Admin	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Admin Assistant	Role
	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21,00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	\$21.00/hr	Wage rate
	1:51 pm - 5:00 pm	9:06 am - 12:57 pm	9:05 am - 5:04 pm	9:21 am - 5:00 pm	1:25 pm - 5:01 pm	9:35 am - 12:32 pm	4:13 pm - 5:00 pm	9:31 am - 3:17 pm		3:10 pm - 5:00 pm	9:03 am - 2:11 pm	2:20 pm - 5:19 pm	9:04 am - 1:28 pm	Time card
	0.00	8.00	8.00	8.00	0.00	8.00	0.00	8.00	8.00	0.00	8.00	0.00	8.00	Scheduled hours
	3.15	3.85	7.98	7.65	3.60	2.95	0.78	5.77	0.00	1.83	5,13	2.98	4.40	Actual hours
	3.15	-4.15	-0.02	-0.35	3.60	-5.05	0.78	-2.23	-8.00	1.83	-2.87	2,98	-3.60	Actual vs. scheduled
8	3.15	3.85	7.98	7.65	3.60	2.95	0.78	5.77	0.00	1.83	5.13	2.98	4.40	Regular hours
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

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Totals for Natalie Anderson	Tue May 16	Mon May 15	Fri May 12
	Admin Assistant	Admin Assistant	Assistant
	\$21.00/hr	\$21.00/hr 9:01 am - 5:10 8.	\$21.00/hr
96.00	8.00	8.00	8.00
58.22	0.00	8.15	0.00
-37.78	-8.00	0.15	-8.00
58.22	0.00	8,15	0,00
0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00
0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00

### REPORT OF EXAMINATION Conducted by Fred Olivares, CPA/CFF, PLLC

TO:

Eric and Megan Louvin, R&L Certified Auto Group

FROM:

Fred Olivares, CPA/CFF, CFE, CAMS, PI

RE:

Investigation of allegations of misconduct

DATE:

November 27, 2023

### I. Qualifications

I, Fred Olivares, own the accounting firm of Fred Olivares, CPA/CFF, PLLC, specializing in forensic accounting. I am also the Owner/Manager of Talon Investigations (Texas Private Securities Board number A20784) and I am a Private Investigator (PI) licensed in the State of Texas (PI number 277565). Before establishing these companies, I was employed as a Litigation Manager at Hill & Ford, P.C. Prior to my employment with Hill & Ford, I was a Special Agent with the Federal Bureau of Investigation (FBI) for over 26 years where I investigated complex economic and financial crimes. In that role, I testified in court as a fact witness and a summary witness. I received my Bachelor of Business Administration in Accounting in 1983 from The University of Texas at Austin. I have earned the professional designation of Certified Public Accountant (CPA) from the Texas State Board of Public Accountancy, and I am Certified in Financial Forensics (CFF) as designated by the American Institute of Certified Public Accountants (AICPA). I received the designation of Certified Fraud Examiner (CFE) from the Association of Certified Fraud Examiners (ACFE). I have the designation of Certified Anti-Money Laundering Specialist (CAMS) from the Association of Certified Anti-Money Laundering Specialists. A detailed summary of my qualifications is provided in the curriculum vitae attached hereto as Appendix I.

### II. Information Considered

The matters expressed in this report are based on my combined personal knowledge, education, training, specialized knowledge, skill and experience as a law enforcement agent, CPA and my own professional experiences. During the investigation, I reviewed documents that were provided by the clients. The following is a list of documents which were reviewed:

 R&L Certified Auto Group Bad Debt Worksheets, January-May 2023, and related customer vehicle purchase documents.

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- R&L Certified Auto Group Undeposited Funds Worksheets, January-May 2023, and related customer vehicle purchase documents.
- R&L Certified Auto Account QuickReport, as of April 30, 2023.
- R&L Certified Auto Account QuickReport, as of February 28, 2023.
- R&L Certified Auto Account QuickReport, as of January 31, 2023.
- R&L Certified Auto Account QuickReport, as of March 31, 2023.
- R&L Certified Auto Account QuickReport, as of May 31, 2023.
- R&L Certified Auto Deposit Details for the following dates (all for the year 2023): January
   January 19, January 20, January 24, February 6, February 7, February 24, March 8,
   March 10, March 21, April 7, April 19, and April 27, 2023.
- Various Down Payment Agreements and supporting documentation for R&L customer automobile puchases.

We also interviewed Eric Louvin and Megan Louvin to get background information.

### III. Background Information

My firm was approached by the law firm Moreno & Borrego Law, PLLC, to investigate allegations of employee theft at R&L Certified Auto (R&L). On May 19, 2023, a meeting was held with Eric Louvin, Megan Louvin, Andrew Borrego and Ruben Moreno to discuss the allegations. Those allegations centered on former R&L employee Natalie Anderson, who was employed at R&L from November 2022 to May 2023. Anderson was responsible for collecting and recording customer's downpayments for the vehicle they purchased. It was believed Anderson was keeping the cash deposits and not recording those amounts in R&L's books.

In the interviews with the Louvin's, they described the following process for receiving and recording a customer's downpayment in conjunction with a purchase of a vehicle:

- A down payment agreement was filled out recording the date of the down payment and its composition. For instance, the down payment could consist of cash, credit card or a check.
   The amounts for each type of down payment were recorded on the down payment agreement.
- A down payment receipt was recorded listing the amount of the down payment, and the form of payment. The original was kept by R&L and a copy was provided to the customer. A copy was also included in the deal jacket. Any cash used as a down payment was counted and wrapped in a copy of the down payment receipt. This form was also signed and dated by the manager and customer. For a cash down payment, a handwritten note on this form would include the type of denomination and total of the denomination. For instance, the number of \$100 bills, and the number of \$20 bills. The receipt was used as an envelope for the cash with each end stapled and kept in a secure location with limited access.
- The down payment agreement also had the buyer's name, address and phone number, and
  was signed by the salesperson, and the customer. It also had the type of vehicle purchased,
  the vehicle's identification number (VIN), and the sales price.
- At the end of the business day, the cash for each transaction was removed from the secure location and counted and verified with a bill counter. The types of denominations were

- recorded in a form (Exhibit 1) noting the number of denominations, total cash, total checks, and the total deposit. This was included in the deposit to the bank.
- The deposits were detailed in a form (Exhibit 2) which provided the deposit date, deposit amount, customer name, cash amount, check amount, and the vehicle stock number. This sheet was used to verify the day's deposit.
- R&L generated a Quickbooks invoice, with corresponding accounts receivable, for the transaction. The downpayment was posted to the invoice.

In their interview, the Louvin's had noticed cash down payments were not being deposited to the dealership's bank account, and conducted an investigation in which they found customer cash down payments were not being correctly processed. For instance, the record of cash deposits did not match what was being deposited into the bank account. Specifically, the receipt included in the deal jacket showed the correct amount but the deposit detail was wrong since it was missing cash.

As part of their investigation, R&L performed a reconciliation which showed current amounts in bad debts. To research the issue, R&L went to their records and found receipts for bad debts which had not been collected. Undeposited funds, revealed funds which had not been deposited, despite having been recorded to R&L's books.

The Louvin's stated Nataly Anderson was the only person who both had access to the cash down payments kept in the secure location and was responsible for accounting for it. Anderson also had access to R&L's QuickBooks records, recorded the cash deposit amounts and cash collections.

### IV. Methodology

The investigation conducted conformed to the AICPA Statement on Standards for Forensic Services Number 1 (SSFS Number 1). These Standards state that services must be performed by CPAs with professional competence, due professional care, planning and supervision, and sufficient relevant data. The investigation also conformed to standards as recommended by the ACFE.

I have over 30 years of investigative experience, which includes 26 years in the FBI. My entire FBI career was dedicated to investigating criminal matters involving complex financial crimes, public corruption and other white-collar crimes.

To conduct the investigation, I first interviewed Megan and Eric Louvin, who had suspected cash from car purchases was not being deposited to the R&L bank account. As stated above, the Louvin's suspected Anderson was taking the cash from the deposits and manipulating R&L's accounting records, since she was the one person with access.

To resolve the missing cash question, Megan and Eric Louvin asked Anderson to meet with them, but she quit after they requested the meeting.

The Louvin's provided access to the records documenting cash deposits from which I prepared a spreadsheet summarizing the missing funds as researched by Megan Louvin. The missing cash was from Undeposited Funds and Bad Debts. I examined the supporting documents for each

transaction and verified the cash was not included in the deposit detail. A summary of my findings is included in my workpapers.

### V. Findings

Based upon my examination, I determined that \$112,260 in cash was not properly deposited into R&L's bank account. In addition, efforts were made to hide the misappropriation of the funds by manipulating R&L's financial records and payment documentation.

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### VI. Conclusions

I have no obligation to update this report for information that comes to my attention after the date of this report. If I receive additional information, and asked to do so, I will supplement this report.

End of report.

November 27, 2023

Fred Olivares

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In the interviews with the Louvin's, they described the following process for receiving and recording a customer's downpayment:

- A down payment agreement is filled out recording the date of the down payment and its
  composition. For instance, the down payment could consist of cash, credit card or a check.
  The amounts for each type of down payment was recorded on the Down Payment
  Agreement.
- The down payment agreement also had the buyer's name, address and phone number. It also had the type of vehicle purchased, the vehicle's identification number (VIN), and the sales price.
- The down payment agreement was signed by the salesperson, and the customer.
- A Customer Payment Receipt was provided to the customer which recorded the payment date, the customer's name and the amount and type of payment. As noted, payments could be comprised of cash, credit card or check. This form was signed and dated by the manager and customer. For a cash down payment, a handwritten note on this form could include the type of denomination and total of the denomination. For instance, the number of \$100 bills, and the number of #20 bills.
- R&L generated a Quickbooks invoice, with a corresponding accounts receivable, for the transaction. The downpayment was posted to the invoice.

The Louvin's had noticed cash down payments were not being deposited into their bank account, and conducted an investigation in which they found customer Down Payments were not being correctly processed. For instance, the record of cash deposits did not match what was being deposited into the bank account.

As a result, of their investigation, on January 2023, there was approximately over \$100,000 written off to bad debt.

RE bad debt, how were you able to determine cash was not deposited to the bank?

Who else was in a position to take the cash?

What was the process for determining the loss?

Page 1 of 1

Car Sales and Cash Down Payments-Bad Debts

Last First Sale Sales Down Questioned Mis	Price Payment Amount	1 Hernandez Rogelio 1/3/2023 22.754.39 2.500.00 3.500.00 2.5	1/7/2023 15,995.00 1,500.00 1,500.00	23,000.00 4,600.00 4,600.00		5 Valladares Ramos Lorena 1/24/2023 34,711.25 6,000.00 5,800.00 3,8		8 Salinas Rodriguez Sylvia 2/11/2023 19,597.08 4,000.00 1,020.00 1,0	Beltran Lopez Omar	9 Ledesma Cuellar Belinda 2/13/2023 28,474.31 2,000.00 2,000.00 2,0	<b>10</b> Moser Emil James 2/14/2023 22,995.00 3,500.00 3,200.00 3,3		12 Gonzales Antyana Calysta 2/23/2023 11,995.00 2,500.00 2,000.00 2,0		14 Bueno Quintero Guadalupe 2/27/2023 3,900.00 4,000.00 3,900.00 2,5	Gonzales Stephanie Angeline	<b>15</b> Pena Paul Jacob 3/6/2023 26,991.00 4,900.00 4,900.00 3,0		3///2023 14,800.00 2,000.00 1,000.00	Rogero Kenya 3/1/2023 14,800.00 2,000.00 1,000.00 1 Shanee Tahani 3/8/2023 18,121.28 3,000.00 500.00	Rogero Kenya 3/1/2023 14,800.00 2,000.00 1,000.00 1 Shanee Tahani 3/8/2023 18,121.28 3,000.00 500.00 Latron Broderick	Rogero Kenya 3//2023 14,800.00 2,000.00 1,000.00 1 Shanee Tahani 3/8/2023 18,121.28 3,000.00 500.00 Latron Broderick Santos 3/13/2023 14,300.00 2,500.00 2,500.00 2	Macias         Rogero         Kenya         3/1/2023         14,800.00         2,000.00         1,000.00         1           McDay         Shanee         Tahani         3/8/2023         18,121.28         3,000.00         500.00           Cole         Latron         Broderick           Rivera         Santos         3/13/2023         14,300.00         2,500.00         2,500.00         2           Lawson         Dale         Ronnie         3/15/2023         20,995.00         500.00         500.00         500.00	Macias         Rogero         Kenya         3/1/2023         14,800.00         2,000.00         1,000.00         1           McDay         Shanee         Tahani         3/8/2023         18,121.28         3,000.00         500.00         1           Cole         Latron         Broderick         8/13/2023         14,300.00         2,500.00         2,500.00         2           Rivera         Santos         3/13/2023         14,300.00         2,500.00         2,500.00         2           Lawson         Dale         Ronnie         3/15/2023         20,995.00         7,000.00         2,000.00         2           Rodriguez         Ben         3/25/2023         22,995.00         7,000.00         2,000.00         2	Macias         Rogero         Kenya         3/1/2023         14,800.00         2,000.00         1,000.00         1           McDay         Shanee         Tahani         3/8/2023         18,121.28         3,000.00         500.00         1           Cole         Latron         Broderick         8/2023         14,300.00         2,500.00         2,500.00         2           Rivera         Santos         3/15/2023         14,300.00         2,500.00         2,500.00         2           Lawson         Dale         Ronnie         3/15/2023         20,995.00         7,000.00         500.00         2           Rodriguez         Ben         3/25/2023         22,995.00         7,000.00         2,000.00         2           Galindo         Pena         Anna Maria         4/3/2023         12,995.00         1,580.00         750.00
		3.500.		=				V-1997			× = ×			, s=-s			10 <del>-20</del>	1,000.00					2	2 2	2 2
Missing	Amount	2.500.00			3,540.00		950.00	1,020.00		2,000.00	3,200.00	2,500.00		3,000.00	2,900.00		3,000.00	1,000.00	500,00		2,500.00	500.00		2,000.00	
Bad	Debt	1.000.00	1,500.00	600.00		2,000.00						2,500.00					1,900.00								

Page 1 of 2

R&L Auto
Car Sales and Cash Down Payments-Undeposited Funds

Last		First	Sale	Sales	Down	Cash			Quickbook
Name		Name	Date	Price	Payment	Recorded	Card	Other	Report
A Company of the Comp		8							
1 Delgado	Ramos	Andres	4/6/2023	28,995.00	7,000.00	6,000.00		1,000.00	6,000.00
2 Ibarra	Martinez	Juve	4/1/2023	21,995.00	2,000.00	800.00			800.00
Ibarra	P	Sonia							
3 Morales		Eric	4/19/2023	32,894.47	16,800.00	9,900.00		6,900.00	9,900.00
4 Guel	Mercedes	Maria	4/18/2023	56,274.87	10,000.00	10,000.00			10,000.00
5 Martinez		Braulio	4/22/2023	26,000.00	1,000.00	1,000.00			1,000.00
6 Leiva	Þ	Milton	4/27/2023	10,000.00	10,000.00	5,000.00	1,000.00	2,000.00	5,000.00
			5/13/2023			1,000.00			
			5/27/2023			1,000.00			
Rodriguez	Hernandez	Melania							
7 Ortiz		JeanCarlo	3/29/2023	21,750.00	5,000.00	1,000.00			1,000.00
Bocanegra	Anid	Kyndra							
8 Garcia	Rebecca	Gail	2/16/2023	20,000.00	6,000.00	2,500.00		1,000.00	2,500.00
9 Swaney		Kristy	1/2/2023		921.00				
10 Alba		Nathan	1/11/2023	17,352.00	4,000.00	4,000.00			4,000.00
11 Reyes	Robert	Jordan	3/1/2023	20,495.00	2,075.00	1,500.00			1,500.00
12 Resendez		Aaron	3/1/2023		1,500.00				
	5	Soll.	3/4/2023	16 100 E1	000 00	1 200 00	2,075.00		1 200
14 Dominguez	Concepcion	De Tovar	3/6/2023	19,995.00	2,500.00	8			2
Tovar	Arturo	Angel							
15 Fentress	Lenease	Shannah	3/7/2023	22,019.59	4,500.00	3,600.00	400.00		3,600.00
Fentress	Denise	Sharon							
16 Sanchez		Emmett	3/11/2023	10,695.00	2,000.00	850.00			850.00
17 Palacio	Rivas	Charlie	3/22/2023	2,584.65		3,000.00			
18 McDay	Shanee	Tahani	3/8/2023	18,121.28	2,500.00	500.00			500.00
Brodrick	Cole	Latron	3/8/2023						

Car Sales and Cash Down Payments-Undeposited Funds

	22 Leija	21 (	^	20 K	_	19	. 1	
	eija	21 Ozuna	Glover	20 Kimiko	Garcia	19 Cantu	Name	Last
		Isabel		Galvan				
	Guadalupe	Yvonne	Johnny	Taylor	Anthony	Abigail	Name	First
	5/2/2023	3/30/2023		3/31/2023 10,400.00		3/25/2023 27,940.93	Date	Sale
	27,400.00	22,995.00		10,400.00			Price	Sales
	10,000.00	5,500.00		2,000.00		2,800.00	Payment	Down
60,600.00		5,150.00		500.00		2,000.00	Recorded	Cash
							Card	
							Other	
61,600.00	6,000.00	5,150.00	THE COURT OF THE C	500.00	,	2,000.00	Report	Quickbook

### EXHIBIT D

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### R&L Certified Auto Group Christmas Savings Plan

### Guidelines and Enrollment for Salaried and Hourly Employees

2022

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The Christmas Savings Account Plan is designed to help employees set money aside for holiday
spending and allow them to earn an employer contributed amount equal to their contribution.
Guidelines:

Employee Eligibility: An employee must complete 3 months of continuous employment to be eligible for enrollment.

Employee Contribution: Upon enrollment the employee may contribute up to 5% of their Gross Pay. This amount IS NOT a pre-tax contribution and will not lower the amount the employee pays in taxes. These amounts will be deducted from the employee's paycheck. The employee will designate the percentage to be deducted below.

1% 2% 3% 4% 5% Flat A	. Amt
-----------------------	-------

Employer Contribution: R&L Auto Group will match the contribution, of any employee who qualifies under the eligibility guidelines listed above, up to \$600.

Termination Guidelines: If an employee is terminated from, or voluntarily ends their employment with R&L Auto Group, before the date of distribution, the employee will receive only the amounts deducted from the employee's wages. At the time of termination, or voluntary separation, the employee will not receive any employer contributed amounts.

By signing below I, Tiffoul Vogue agree to the terms of participation in the R&L Certified Auto Group Christmas Savings Plan.

10-13-22

Signature'

Document 18 Filed 04/05/24 Page 141 (10/20) 3 Case 5:23-cv-00911-XR 10/11 text 12:110 Tiffany Vasquez Start date - immediate

10 [4 Call Salary \$18]

text

weed consistent 506 Jourdanton, TX 78026 tiffanynichole423114xrr7\_kbb@indeedemail.com +1 830 480 7575 Work Experience Automotive Mechanic Self employed - Pleasanton, TX February 2021 to Present Freelance Photographer Independent Self Employment - Pleasanton, TX January 2010 to Present Sports/Action Shots Graduation Maternity Wedding Tyrs atososer Dodge titles funding Lost Fittes PP Automotive Landscape/Scenery · Other Special Events, Ect. Title Clerk Allways Auto Group - Pleasanton, TX April 2018 to February 2021 005 titles Teacher Tendercare Learning Center - Jourdanton, TX October 2017 to April 2018 Education High school diploma Jourdanton High School - Jourdanton, TX August 2007 to May 2010 Skills Teaching Classroom Management Toddler Care Childcare

- · Vehicle Maintenance
- · Mechanic Experience
- Auto painting (2 years)
- Auto body repair (2 years)
- Microsoft Office (10+ years)
- Electrical wiring (3 years)
- · Electrical systems
- · Window tinting
- · Mechanic experience
- · Mechanical knowledge
- · Computer skills
- · Computer graphics
- Graphic design
- Photography
- · Adobe Photoshop
- · Office experience
- · Title processing
- Web Design
- · Infant Care
- Management
- · Curriculum Development
- · Brake Repair
- Vinyl Wrap Installer
- · Vinyl Work
- QuickBooks
- · Office Management
- Branding
- Illustration
- · Clerical experience
- · Records management
- Customer service
- Data entry
- · Computer networking
- Databases
- Financial analysis
- Business management
- Bookkeeping
- Time & attendance systems
- Order entry
- · Contract management

- Dispatching
- · Alternative dispute resolution
- Organizational management
- · Multi-line phone systems
- Renovation
- Profit & loss
- Microsoft Word
- Microsoft Excel
- Microsoft Access
- Microsoft Outlook
- · Microsoft Powerpoint
- Microsoft Publisher
- 10 key typing
- Canvas

### Certifications and Licenses

**CPR** 

### R&L CERTIFIED AUTO GROUP

1 1723 IH 35N, SAN ANTONIO, TX 78233 5631 NW LOOP 410 SAN ANTONIO, TX 78238

10 13 2022

Tiffany Vasquez 830-480-7575 Tiffanynichole42311@gmail.com

Dear Tiffany

We are pleased to offer you the full time position of Title Clerk at Ruiz and Louvin Enterprises with a start date of 10-14-2022. You will be reporting directly to Megan Louvin at our Corporate Business Office, located at 5631 NW Loop 410. San Antonio, TX 78238. We believe your skills and experience are an excellent match for our company.

In this role, you will be required to maintain the titling of vehicles sold at all locations. You will also be responsible for research of missing titles and maintenance of missing inspections. You will liaise with Sales Managers, Sales staff, the General Manager and Owner of the company. While these will be the main focus of your position, you will also be given an opportunity to learn various other duties in the business office, should you choose to improve your standing in the Company.

The hourly starting rate for this position is \$18, to be paid on a *semi monthly*: basis by check, starting on 10-25-2022. In addition to this starting salary, we're offering the following benefits:

- Off on all major holidays ie: New Year's Day, Labor Day, etc.
- Thanksgiving will range from 3 5 days off
- Christmas will range from 3 5 days off
- I week paid vacation after completing one (I) year of employment
- Medical and Dental available after 60 days of employment
- Christmas Savings available after 90 days of employment

Your employment with Ruiz and Louvin Enterprises will be on an at will basis, which means you and the company are free to terminate the employment relationship at any time for any reason. This letter is not a contract or guarantee of employment for a definitive period of time.

Please confirm your acceptance of this offer by signing and returning this letter by October 16. 2022.

We are excited to have you join our team! If you have any questions, please feel free to reach out at any time.

Sincerely.

Moon Louvin .

Office Manager	
Signature: Many Valous	
Printed Name: Tiffany Vaquez	
Date: 10-13-22	



# Employee Vacation/Personal Time Off Policy

2023

The following is the vacation and personal time off policy for R&L Certified Auto Group, and it applies to all personnel, which includes hourly, salary, and commission-based employees.

# Vacation (paid and non-paid)

All employees who have completed one year of employment are eligible to take paid vacation. However, there are a few parameters.

- All time off must be submitted in writing at least 30 days in advance
- If an employee does not have available vacation time, they may submit a request for unpaid vacation days.
- A written request that is submitted within the appropriate time frame is not a guarantee of approval
- All requests must be submitted through your immediate supervisor and all requests must be approved by Eric Louvin.

# Personal Time Off Requests

An employee who needs to take time off for personal reasons like Doctor's appointments, school events, or family events, etc. will need to speak directly to their immediate supervisor and the following parameters will apply.

- The employee will need to speak with their supervisor as soon as the need for time off becomes known
- Personal time off requests need to be tendered within at least 24 hours prior to when the time off is needed
- The request may need to be approved by Eric Louvin
- The employee will need to discuss how the time will be made up ie: work through lunch, work late, or forfeit their normal day off.

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A request that is submitted within the appropriate time frame is not a guarantee of approval

Please remember that ALL requests are subject to approval regardless of the time off available. Please do not make travel reservations or appointments until your request has been cleared by your supervisor and/or approved by Eric Louvin.

We understand that situations arise that may not meet the 30 day or 24 hour required window. You will need to submit your request at the earliest opportunity. Each situation will be considered individually and again, a written request does not guarantee approval.

**Printed Name** 

**LOUVIN 00127** 

# R&L Certified Auto Group Christmas Savings Plan

# Guidelines and Enrollment for Salaried and Hourly Employees

### 2023

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0	١,	0	n	/1	0	NA	
v	v	C		v i	c	V١	١.

The Christmas Savings Account Plan is designed to help employees set money aside for holiday spending and allow them to earn an employer contributed amount equal to their contribution.

### Guidelines:

Employee Eligibility: An employee must complete 3 months of continuous employment to be eligible for enrollment.

Emplo	yee Contribution	on: Upon enrollm	nent the emplo	oyee may contri	bute up to 5% of their	Gross
Pay. This amo	unt IS NOT a pi	e-tax contributio	n and will not	lower the amou	ant the employee pays	in
taxes. These a	mounts will be	deducted from t	he employee's	paycheck. The	e employee will designa	ate
the percentage	e to be deducte	ed below.	_			
1%	2%	3%	4%	5%	Flat Amt.	

Employer Contribution: R&L Auto Group will match the contribution, of any employee who qualifies under the eligibility guidelines listed above, up to \$600.

Termination Guidelines: If an employee is terminated from, or voluntarily ends their employment with R&L Auto Group, before the date of distribution, the employee will receive only the amounts deducted from the employee's wages. At the time of termination, or voluntary separation, the employee will not receive any employer contributed amounts.

By signing below I, TIFFANY VOSQUEZ agree to the terms of participation in the R&L Certified Auto Group Christmas Savings Plan.

Print Name

1-3-23

Date

Signature Wayun

RECEIVED

IAN 11 4 7073

# **R&L CERTIFIEED AUTO GROUP**

## **EMPLOYEE PERFORMANCE REVIEW**

EMPLOYEE:	Tiffani	Vasque	ZDATE:	3-2	0-23			
REVIEW PERIOD:	Tiffany Vasquizdate: 3-20-23 Oct 2022 - Feb 2023 JOB TITLE: Title Specialist							
MANAGER:	Megan Low	urin	_	,				
	1 = Poor	2 = FAIR	3 = SATISFACTORY	4 = Good	5 = EXCELLENT			
PUNCTUALITY			- CANDEROLORI	4 - 6005	V			
ATTENDANCE					V			
INITIATIVE					V			
TASK COMPLETION			U	V				
WORK CONSISTENCY	(a)				1			
JOB KNOWLEDGE				V				
COMMUNICATION:								
- Co-Workers					V			
- MANAGERS								
- CUSTOMERS	25		WM(9 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945 - 1945					
WILLINGNESS TO LEARN								
OPPORTUNITIES FOR  Tiffany is  to do same of and we the Service ic: working wo interactions to  Comments:  We are to forward to and help u	1	great so	b with Title on parising on parising property into	3 bills of	We peed or service es for speintments, ustomer Claims. Claims.			
EMPLOYEE SIGNATUR	RE		REVIEWER'S SIG		OUVIN 00129			



Megan Louvin <rlacctpay@gmail.com>

## TIFFANY - SCHEDULE

1 message

R&L Titles <rlautotitles@gmail.com>
To: Megan Louvin <rlactpay@gmail.com>

Thu, Apr 27, 2023 at 3:51 PM

Hello,

Tomorrow April 28th, 2023 I will be meeting with the District Attorney at 8:00 A.M., any time missed will be made up in the evening the same day. On May 2, 2023 I will be in court under subpoena until I am no longer needed or the trial is completed.

Thank you,

Tiffany Vasquez
Title Specialist
R&L Certified Auto Group
5631 NW Loop 410
San Antonio, Tx 78238

**LOUVIN 00130** 

STATE OF TEXAS 81ST-218TH DISTRICT COURTS 88 VS. OF DONOVAN SCOTT LANUSH ATASCOSA COUNTY, TEXAS **SUBPOENA** TO ANY SHERIFF OR CONSTABLE OF THE STATE OF TEXAS, GREETINGS: YOU ARE HEREBY COMMANDED TO SUMMON TIFFANY NICHOLE VASQUEZ 802 OLIVE ST., PLEASANTON, TX 78064 to be and personally appear at 09:00am, on the 05/01/2023 before the 81ST-218TH DISTRICT COURTS of Atascosa County, Texas, to be held within and for said County at the Courthouse thereof, in Jourdanton, Texas then and there to testify and the truth to speak on behalf of STATE OF TEXAS in the above styled and numbered cause now pending in said Court, and there to remain from day to day, and from term to term until discharged by said court. WITNESS IS ORDERED TO APPEAR BEFORE THE DISTRICT COURT ON 5/1/2023 9:00:00 AM AND REMAIN UNDER SUBPOENA UNTIL THE COMPLETION OF THE TRIAL. "WITNESSES SHOULD CONTACT THE DISTRICT ATTORNEY'S OFFICE AT 830-393-2200 TO PLACE THEMSELVES ON STANDBY." "WITNESSES REMAIN UNDER SUBPOENA FROM THAT DATE LISTED ON THE SUBPOENA UNTIL THE CONCLUSION OF THE MATTER. PLEASE MAKE SURE THAT THE DISTRICT ATTORNEY HAS ACCURATE CONTACT INFORMATION FOR YOU WHEN PLACING YOURSELF ON STANDBY." Failure by any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena is issued or a court in the county in which the subpoena is served, and may be punished by fine or confinement, or both. HEREIN FAIL NOT, but after serving a copy of this subpoena on the witness, deliver the original subpoena to the clerk of this court with your return showing you have executed the same by 9:00 a.m. on 05/01/2023.

ISSUED UNDER MY HAND AND SEAL OF COURT, this 17th day of April, 2023.

Margaret E. Littleton, D. RETURN SERVIC

, at \_\_\_\_\_ o'cloc'

reach of the

to the w Margaret E. Littleton, District Clerk L' Courthouse Circle Dr. Ste. 4-B Jourdanton, TX 78026 RETURN SERVICE Came to hand the day of \_A.D. 20\_\_\_, at \_\_\_\_\_ o'clock \_\_ M. and executed on the day of \_\_\_ 20\_\_\_, by reading this Subpoena in the presence and hearing of each of the within named witnesses: and not executed as to the witness: following reasons: I have actually traveled \_\_\_\_\_ miles in the service of the Subpoena, in addition to any other mileage I may have traveled in the service of other process in the same case during the same time trip Fees: \$ Officer or Authorized Person \_\_\_\_\_ County, Texas

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# EMPLOYEE TIME-OFF REQUEST FORM

----- SUBMISSION OF THIS FORM DOES NOT GUARANTEED AN APPROVAL -----

Employee's Name: TiFFany Vasquez	Today's Date: 5-17-23
Store Location: Bondera	Reason for Absence: Bridal Trip
First Day Away From Work:	- -
Reason for Request:  Vacation Funeral / Bereavement Juny Duri	Mark and a second secon
Vacation Funeral / Bereavement Jury Dut Other Reason:	y Medical Reason Personal Day
PLEASE NOTE: NO VACATIONS WILL BE GRANTED DO COMPANY CLOSURE DURING THE WEEK OF THANKS	URING THE MONTH OF NOVEMBER DUE TO GIVING.
All requests for vacation must be submitted with at least 30 used. If an employee does not have any vacation time the Requests for personal time off need to be submitted ASAP All requests must be approved by the upper management.	requested time off will be without pay.
Employee's Signature:	Date: 5-17-23
Employer's Decision	
Approved Rejected	
Supervisor's Signature:	Date:

Tiffany N Vasquez

Employee Pay Stub	Check number: 13820	Pay Period: 10/01/2022 - 10/15/2022	Pay Date: 10/25/2022
Employee Tiffany N Vasquez,		SSN	

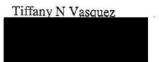
Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary		* ==	288.00	288.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 0.00 -17.86 -4.18	0.00 0.00 -17.86 -4.18
			-22.04	-22.04
Net Pay			265.96	265.96

# Tiffany N Vasquez

Employee Pay Stub	Check number: 13903	Pay Period: 10/16/2022 - 10/31/2022	Pay Date: 11/10/2022
Employee Tiffany N Vasquez.		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary		61	1,440.00	1,728.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		_	0.00 -99.00 -89.28 -20.88	0.00 -99.00 -107.14 -25.06
			-209.16	-231.20
Net Pay			1,230.84	1,496.80

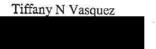
Net Pay



Employee Pay Stub	Ch	eck number	: 13963		Pay Period: 11/01/2022 - 11/15/2022	Pay Date: 11/25/2022
Employee					SSN	
Tiffany N Vasquez,						
Earnings and Hours	Qty	Rate	Current	YTD Amount		6
Salary			1,440.00	3,168.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		_	0.00 -99.00 -89.28 -20.88	0.00 -198.00 -196.42 -45.94		
			-209.16	-440.36		

2,727.64

1,230.84



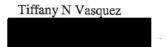
Employee Pay Stub	Check number: 14022	Pay Period: 11/16/2022 - 11/30/2022	Pay Date: 12/09/2022
Employee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,080.00	4,248.00
Taxes		8	Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -56.00 -66.96 -15.66	0.00 -254.00 -263.38 -61.60
			-138.62	-578.98
Net Pay			941.38	3,669.02

Tiffany N Vasquez

Employee Pay Stub	Che	eck number	14120		Pay Period: 12/01/2022 - 12/15/2022	Pay Date: 12/23/2022
Employee					SSN	
Tiffany N Vasquez,					CON	N
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1 440 00	F 699 00		

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,440.00	5,688.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-99.00	-353.00
Social Security Employee			-89.28	-352.66
Medicare Employee			-20.88	-82.48
			-209.16	-788.14
Net Pay			1,230.84	4,899.86



VOID: Payroll Service funds recovered

Employee Pay Stub	Check number: 14194		Pay Period: 12/16/2022 - 12/31/2022	Pay Date: 01/10/2023
Employee			SSN	
iffany N Vasquez,				
Γaxes	Current	YTD Amount	Memo	
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee	0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00	i i i i i i i i i i i i i i i i i i i	
	0.00	0.00		
Net Pay	0.00			



Employee Pay Stub	Ch	eck number	: 14204		Pay Period: 12/16/2022 - 12/31/2022	Pay Date: 01/10/2023
Employee		æ			SSN	
Tiffany N Vasquez,					CON	
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,296.00	1,296.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		æ	0.00 -77.00 -80.35 -18.79	0.00 -77.00 -80.35 -18.79		
			-176.14	-176.14	a a	
Adjustments to Net Pay			Current	YTD Amount		
Xmas Savings		10 2000	-43.20	-43.20		
Net Pay			1,076.66	1.076.66		

1,076.66

1,076.66

Tiffany N Vasquez

Employee Pay Stub	Check number: 14291	Pay Period: 01/01/2023 - 01/15/2023	Pay Date: 01/25/2023
Employee	1	SSN	

-	
Earnings and Hours	Qt
Salary	718.7

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,440.00	2,736.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-94.00	-171.00
Social Security Employee			-89.28	-169.63
Medicare Employee		_	-20.88	-39.67
			-204.16	-380.30
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-43.20	-86.40
Net Pay			1,192.64	2,269.30

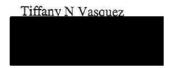
Tiffany N Vasquez

Net Pay

Employee Pay Stub	Ch	eck number	: 14368		Pay Period: 01/16/2023 - 01/31/2023	Pay Date: 02/10/2023
Employee					SSN	
Tiffany N Vasquez, 8					3314	
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,440.00	4,176.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -94.00 -89.28 -20.88	0.00 -265.00 -258.91 -60.55		
			-204.16	-584.46		
Adjustments to Net Pay			Current	YTD Amount		
Xmas Savings			-43.20	-129.60		

3,461.94

1,192.64



Employee Pay Stub	Ch	eck number:	: 14457		Pay Period: 02/01/2023 - 02/15/2023	£."	Pay Date: 02/24/2023
Employee					SSN		
Tiffany N Vasquez							
Earnings and Hours	Qty	Rate	Current	YTD Amount			
Salary			1,440.00	5,616.00			
Taxes			Current	YTD Amount			
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -94.00 -89.28 -20.88	0.00 -359.00 -348.19 -81.43			
			-204.16	-788.62			
Adjustments to Net Pay			Current	YTD Amount			
Xmas Savings			-43.20	-172.80			
Net Pay			1,192.64	4,654.58			

Xmas Savings

Net Pay

Tiffany N Vasquez

Employee Pay Stub	Ch	eck number	: 14544		Pay Period: 02/16/2023 - 02/28/2023	Pay Date: 03/10/2023
Employee					SSN	5
Tiffany N Vasquez,						
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,440.00	7,056.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -94.00 -89.28 -20.88	0.00 -453.00 -437.47 -102.31		
			-204.16	-992.78		
Adjustments to Net Pay			Current	YTD Amount		

-216.00

5,847.22

-43.20

1,192.64

Tiffany N Vasquez

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Employee Pay Stub

Check number: 14631

Pay Period: 03/01/2023 - 03/15/2023

Pay Date: 03/24/2023

Employee

SSN

Tiffany N Vasquez,

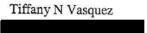
Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,440.00	8,496.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-94.00	-547.00
Social Security Employee			-89.28	-526.75
Medicare Employee			-20.88	-123.19
			-204.16	-1,196.94
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-43.20	-259.20
Net Pay			1,192.64	7.039.86

Tiffany N Vasquez

Employee Pay Stub	Ch	eck number:	: 14716		Pay Period: 03/16/2023 - 03/31/2023	Pay Date: 04/10/2023	
Employee					CCN		
Tiffany N Vasquez,						*	
Earnings and Hours	Qty	Rate	Current	YTD Amount			
Salary			1,440.00	9,936.00			
Taxes			Current	YTD Amount			
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -94.00 -89.28 -20.88	0.00 -641.00 -616.03 -144.07			
		100	-204.16	-1,401.10			
Adjustments to Net Pay			Current	YTD Amount			
Xmas Savings			-43.20	-302.40			
Net Pay			1,192.64	8,232.50			

Tiffany N Vasquez

Employee Pay Stub	Ch	eck number:	14806		Pay Period: 04/01/2023 - 04/15/2023	Pay Date: 04/25/2023		
Employee					SSN			
Tiffany N Vasquez,								
Earnings and Hours	Qty	Rate	Current	YTD Amount				
Salary			1,440.00	11,376.00				
Taxes			Current	YTD Amount				
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -94.00 -89.28 -20.88	0.00 -735.00 -705.31 -164.95				
		0	-204.16	-1,605.26				
Adjustments to Net Pay			Current	YTD Amount				
Xmas Savings	110		-43.20	-345.60				
Net Pay			1,192.64	9,425.14				



Employee Pay Stub	Check number: 14886	Pay Period: 04/16/2023 - 04/30/2023	Pay Date: 05/10/2023
Employee		SSN	
Tiffany N Vasquez.			

10,617.78

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,440.00	12,816.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-94.00	-829.00
Social Security Employee			-89.28	-794.59
Medicare Employee		-	-20.88	-185.83
			-204.16	-1,809.42
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-43.20	-388.80
Net Pay			1,192.64	10,617,78

1,192.64

Tiffany N Vasquez

Employee Pay Stub	Check number: 14976	Pay Period: 05/01/2023 - 05/15/2023	Pay Date: 05/25/2023
Employee		SSN	

Tiffany N Vasquez

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,440.00	14,256.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding			0.00	0.00
Social Security Employee			-94.00	-923.00
			-89.28	-883.87
Medicare Employee			-20.88	-206.71
			-204.16	-2,013.58
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-43.20	-432.00
Net Pay			1,192,64	11.810.42

Tiffany N Vasquez

**Net Pay** 

Employee Pay Stub	Ch	eck number	: 15035	<del></del>	Pay Period: 05/16/2023 - 05/31/2023	Pay Date: 06/02/2023			
Employee					SSN				
Tiffany N Vasquez,					CON				
Earnings and Hours	Qty	Rate	Current	YTD Amount		*			
Salary		×	1,296.00	15,552.00					
Taxes			Current	YTD Amount					
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -77.00 -80.35 -18.79	0.00 -1,000.00 -964.22 -225.50					
Adjustments to Net Pay			-176.14 Current	-2,189.72 YTD Amount					
Xmas Savings		ň.	432.00						

13,362.28

1,551.86

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R&L Certified Auto Group Sun Jan 1 - Tue Jan 31, 2023

# Tiffany Vasquez

Totals for Tiffany Vasquez	Tue Jan 31	Mon Jan 30	Fri Jan 27	Thu Jan 26	Wed Jan 25	Wed Jan 25	Tue Jan 24	Mon Jan 23	Fri Jan 20	Thu Jan 19	Wed Jan 18	Tue Jan 17	Mon Jan 16	Date
	Title Specialist	Role												
	\$18,00/hr	\$18.00/hr	Wage											
	8:55 am - 5:05 pm	8:51 am - 5:04 pm	8:52 am - 5:08 pm	8:53 am - 5:10 pm	8:54 am - 5:02 pm	8:54 am - 8:54 am	8:53 am - 5:00 pm	8:39 am - 5:00 pm	9:01 am - 5:00 pm	9:10 am - 5:11 pm	9:00 am - 5:00 pm	9:00 am - 5:00 pm	9:00 am - 5:00 pm	Time card
96.00	8.00	8,00	8.00	8.00	0.00	8.00	8.00	8.00	8.00	8,00	8.00	8.00	8.00	Scheduled hours
97.54	8.17	8.22	8.27	8.28	8.13	0.00	8.12	8.35	7.98	8.02	8.00	8.00	8.00	Actual hours
1.54	0.17	0.22	0.27	0.28	8.13	-8.00	0.12	0.35	-0.02	0.02	0.00	0.00	0.00	Actual vs. scheduled
96.39	8.17	8.22	7.12	8.28	8.13	0.00	8.12	8.35	7.98	8.02	8.00	8.00	8.00	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
1.15	0.00	0.00	1.15	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0,00	0.00	0.00	0.00	Holiday pay

# Tiffany Vasquez

# R&L Certified Auto Group Wed Feb 1 - Tue Feb 28, 2023

Mon Feb 20	Fri Feb 17	Thu Feb 16	Wed Feb 15	Tue Feb 14	Mon Feb 13	Fri Feb 10	Thu Feb 9	Wed Feb 8	Tue Feb 7	Mon Feb 6	Fri Feb 3	Thu Feb 2	Wed Feb 1	Date
Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Role
\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	Wage rate
8:52 am - 5:00 pm	8:56 am - 5:18 pm	8:57 am - 5:08 pm	8:53 am - 5:16 pm	8:56 am - 5:13 pm	8:56 am - 5:08 pm	8:50 am - 5:29 pm	8:51 am - 5:10 pm	8:52 am - 5:25 pm	8:51 am - 5:18 pm	8:49 am - 5:25 pm	8:55 am - 5:00 pm	8:49 am - 5:00 pm	8:45 am - 5:00 pm	Time card
8.00	8.00	8.00	8,00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	Scheduled hours
8.13	8.37	8.18	8.38	8.28	8.20	8.65	8.32	8.55	8.45	8.60	8,08	8.18	8.25	Actual hours
0.13	0.37	0.18	0.38	0.28	0.20	0.65	0.32	0.55	0.45	0.60	0.08	0.18	0.25	Actual vs. scheduled
8.13	6.96	8.18	8.38	8.28	8.20	6.10	8.32	8.55	8.45	8.58	7.18	8.18	8.25	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.02	0.00	0.00	0.00	Unpaid breaks
0.00	1.41	0.00	0.00	0.00	0.00	2.55	0.00	0.00	0.00	0.00	0.90	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

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		_				
Totals for Tiffany Vasquez	Tue Feb 28	Mon Feb 27	Fri Feb 24	Thu Feb 23	Wed Feb 22	Tue Feb 21
	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist
	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr
¥	8:55 am - 5:28 pm	8:57 am - 5:13 pm	8:53 am - 5:30 pm	8:56 am - 5:27 pm	8:54 am - 6:07 pm	8:56 am - 5:59 pm
160.00	8.00	8.00	8.00	8.00	8.00	8.00
168.85	8.55	8.27	8.62	8.52	9.22	9.05
8,85	0.55	0.27	0.62	0.52	1.22	1.05
160,43	8.55	8.27	5.08	8.52	9.22	9.05
0.02	0.00	0.00	0.00	0.00	0.00	0.00
8.40	0.00	0.00	3.54	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00

# R&L Certified Auto Group Wed Mar 1 - Fri Mar 31, 2023

Tiffany Vasquez

Mon	Fri Mar 17	Thu N	Wed	Tue N	Mon	Fri Mar 10	Thu Mar 9	Wed	Tue	Mon	Fri Mar 3	Thu	Wed	Date
Mon Mar 20	ar 17	Thu Mar 16	Wed Mar 15	Tue Mar 14	Mon Mar 13	ar 10	Mar 9	Wed Mar 8	Tue Mar 7	Mon Mar 6	lar 3	Thu Mar 2	Wed Mar 1	•
Title Specia <mark>li</mark> st	Title Specialist	Role												
\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18,00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	Wage rate
8:55 am - 5:21 pm	8:55 am - 5:00 pm	8:54 am - 5:27 pm	9:08 am - 5:13 pm	8:56 am - 5:02 pm	8:57 am - 5:55 pm	8:58 am - 5:34 pm	8:57 am - 5:18 pm	8:56 am - 6:18 pm	8:56 am - 5:12 pm	8:24 am - 4:36 pm	8:58 am - 5:12 pm	8:56 am - 4:16 pm	8:50 am - 6:05 pm	Time card
8.00	0.00	0.00	0.00	0.00	0.00	8.00	8.00	8.00	8.00	8.00	8.00	8,00	8.00	Scheduled hours
8,43	8.08	8.55	8.08	8.10	8.97	8.60	8.35	9.37	8.27	8.20	8.23	7.33	9.25	Actual hours
0.43	8.08	8.55	8.08	8.10	8.97	0.60	0.35	1.37	0.27	0.20	0.23	-0.67	1.25	Actual vs. scheduled
8.43	6,30	8.55	8,08	8,10	8.97	5.81	8.35	9.37	8.27	8.20	6.60	7.33	9.25	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	1.78	0.00	0.00	0.00	0.00	2.79	0.00	0.00	0.00	0.00	1.63	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00 0.00	0.00	PTO
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

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					3						
Totals for Tiffany Vasquez	Fri Mar 31	Thu Mar 30	Wed Mar 29	Tue Mar 28	Mon Mar 27	Fri.Mar 24	Thu Mar 23	Wed Mar 22	Tue Mar 21		
	Title Specialist										
	\$18,00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr 8:54 am -	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr		
	8:56 am - 5:25 pm	8:57 am - 5:10 pm	8:56 am - 5:11 pm	8:54 am -	8:59 am - 5:00 pm	8:58 am - 5:35 pm	8:58 am - 5:39 pm	8:52 am - 5:55 pm	8:57 am - 5:33 pm		
144.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00		
185.73	8.48	8.22	8.25	0.00	8.02	8.62	8.68	9.05	8.60		
41.73	0.48	0.22	0.25	-8.00	0.02	0,62	0.68	1.05	0.60		
176.15	8.48	8.22	8.25	0.00	8,02	5.24	8.68	9.05	8.60		
0.00	0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
9.58	0.00	0.00	0.00	0.00	0.00	3.38	0.00	0,00	0.00		
0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00		

Tiffany Vasquez

R&L Certified Auto Group Sat Apr 1 - Sun Apr 30, 2023

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Thu Apr 20	Wed Apr 19	Tue Apr 18	Mon Apr 17	Fri Apr 14	Thu Apr 13	Wed Apr 12	Tue Apr 11	Mon Apr 10	Fri Apr 7	Thu Apr 6	Wed Apr 5	Tue Apr 4	Mon Apr 3	Date
20	19	18	17	4	13	12	11	10		6	75	4	rω	
Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Spec	Title Spec	Title Spec	Title Spec	Role
alist	alist	alist	alist	alist	alist	alist	ialist	ialist	ialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	1
\$18.0	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.0	\$18.	\$18.	\$18.	\$18.	\$18.	\$18	\$18	Wage rate
\$18.00/hr 8:57 am - 5:00						\$18.00/hr	B Ge							
8:57 ar pm	8:58 am - 5:21 pm	8:51 am - 5:12 pm	8:54 am - 5:37 pm	9:02 am - 5:03 pm	8:57 am - 5:04 pm	8:57 am - 5:10 pm	8:51 am - 5:03 pm	8:55 am - 5:26 pm	8:55 a	8:55 a	9:56 pm	8:54 am - 5:26 pm	8:54 pm	Time
n - 5:0	n - 5:2	m - 5:1	m - 5:3	m - 5:0	m - 5;	m - 5:	im - 5:	ım - 5:	8:55 am - 5:50 pm	8:55 am - 5:24 pm	8:56 am - 6:03 pm	am - 5	8:54 am - 5:17 pm	Time card
8.00														
8	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	Scheduled hours
												81		uled
8.05	8.38	8.35	8.72	8.02	8.12	8.22	8.20	8.52	8.92	8.48	9,12	8.53	8.38	Ac ho
						7.7.		10	10	ω	2	ω	8	Actual hours
0.05	0.38	0.35	0.72	0.02	0.12	0.22	0.20	0.52	0.92	0.48	1.12	0.53	0.38	Act sch
					ARE.		<u>u</u>	10	2	В	2	ω	ω	Actual vs. scheduled
														<u> </u>
8.05	8.38	8.35	8.72	6.94	8.12	8.22	8.20	8.52	5.49	8.48	9.12	8.53	8.38	<b>2</b> 2
J.	w	OI.	Ν	4	2	2	0	2	9	8	2	33	38	Regular hours
0.00	0.00	0.00	0.00	0.	.0	o.	o.	0	0	0	0	0	0	
8	00	8	00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
.21			,											
0.00	0.00	0.00	0.00	1,08	0.00	0.00	0.00	0.00	3.43	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	s PTO
0.00	0 0.00	0 0.00	0 0.00	0 0.00	0 0.00	0 0.00	0 0.00	0.00	0.00	0.00	0.00	0.00	0.00	
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	- 1			-	
Fri Apr 28	Thu Apr 27	Wed Apr 26	Tue Apr 25	Mon Apr 24	Fri Apr 21
Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist
\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr
10:25 am - 5:09 pm	8:59 am - 6:29 pm	9;03 am - 5;12 pm	8:55 am - 5:19 pm	9:00 am - 5:06 pm	r 8:53 am - 5:27 pm
8.00	8.00	8.00	8.00	8.00	8.00
6.73	9.50	8.15	8.40	8.10	8.57
-1.27	1.50	0.15	0.40	0.10	0.57
5.85	9.50	8.15	8.40	8.10	6.50
0.00	0.00	0.00	0.00	0.00	0.00
0.88	0.00	0.00	0.00	0.00	2.07
0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00
	Title \$18.00/hr 10:25 am - 8.00 6.73 -1.27 5.85 0.00 0.88	Thu Apr 27         Title Specialist         \$18.00/hr pm         8:59 am - 6:29 pm         8.00         9.50         1.50         9.50         0.00         0.00         0.00           Fri Apr 28         Title Specialist         \$18.00/hr 5:09 pm         8.00         6.73         -1.27         5.85         0.00         0.88         0.00	Title Specialist \$18.00/hr pm	Tue Apr 25         Title Specialist         \$18.00/hr gm         8:55 am - 5:19 gm         8.00         8.40         0.40         8.40         0.00	Mon Apr 24         Title Specialist Specialist         \$18.00/hr pm         9:00 am - 5:06 pm         8.00         8.10         0.10         8.10         0.00

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# Tiffany Vasquez

R&L Certified Auto Group Mon May 1 - Wed May 31, 2023

Thu May 18	Wed May 17	Tue May 16	Mon May 15	Fri May 12	Thu May 11	Wed May 10	Tue May 9	Mon May 8	Fri May 5	Thu May 4	Wed May 3	Tue May 2	Mon May 1	Date
Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Title Specialist	Role
\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18,00/hr	\$18,00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	Wage rate
8:56 am - 5:17 pm	8:57 am - 5:43 pm	8:55 am - 5:20 pm	8:57 am - 5:25 pm		8:55 am - 5:18 pm	8:59 am - 5:14 pm	8:59 am - 5:10 pm	8:55 am - 5:14 pm	9:15 am - 5:07 pm	8:59 am - 5:26 pm	8:59 am - 5:34 pm		8:59 am - 5:20 pm	Time card
8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	Scheduled hours
8.35	8.77	8.42	8.47	0.00	8.38	8.25	8.18	8.32	7.87	8.45	8.58	0.00	8.35	Actual hours
0.35	0.77	0.42	0.47	-8.00	0.38	0.25	0.18	0,32	-0.13	0.45	0.58	-8.00	0.35	Actual vs. scheduled
8.35	8.77	8.42	8.47	0.00	8.38	8.25	8.18	8.32	7.87	8,45	8.58	0.00	8.35	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

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		_				
Tue May 30	Fri May 26	Thu May 25	Wed May 24	Tue May 23	Mon May 22	Fri May 19
Title Specialist	Title Specialist	Title Specialist	T <mark>i</mark> tle Specialist	Title Specialist	Title Specialist	Title Specialist
\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18.00/hr	\$18,00/hr	\$18.00/hr
8:54 am - 5:12 pm	8:54 am - 5:00 pm	8:54 am - 5:04 pm	8:53 am - 5:04 pm	8:59 am - 5:16 pm	11:50 am - 5:23 pm	\$18.00/hr 8:58 am - 5:09
8.00	8.00	8.00	8.00	8.00	8.00	8.00
8.30	8.10	8.17	8.18	8.28	5.55	8.18
0.30	0.10	0.17	0.18	0.28	-2,45	0.18
8.30	8.10	8.17	8.18	8.28	5,55	5.99
0.00	0.00	0.00	0.00	0.00	0,00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	2.19
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
	Title \$18.00/hr 8:54 am - 5:12 8.00 8.30 0.30 8.30 0.00 0.00 0.00 Specialist	Title Specialist     \$18.00/hr     8:54 am - 5:00 8.00     8.10 0.10     8.10 0.00     0.00 0.00       0     Title Specialist     \$18.00/hr pm     8:54 am - 5:12 8.00     8.30 0.30     8.30 0.30     0.00 0.00	Title Specialist \$18.00/hr km 8:54 am - 5:04 8.00 8.17 0.17 8.17 0.00 0.00 0.00    Title Specialist \$18.00/hr km 8:54 am - 5:00 8.00 8.10 0.10 8.10 0.00 0.00 0.00    Title Specialist \$18.00/hr km 8:54 am - 5:12 8.00 8.30 0.30 8.30 0.00 0.00 0.00	Title Specialist \$18.00/hr km s:53 am - 5:04 8.00 8.18 0.18 8.18 0.00 0.00 0.00  Title Specialist \$18.00/hr km s:54 am - 5:04 8.00 8.17 0.17 8.17 0.00 0.00 0.00 0.00  Title Specialist \$18.00/hr km s:54 am - 5:00 8.00 8.10 0.10 8.10 0.00 0.00 0.00 0.	Title Specialist Speci	Title Specialist \$18.00/hr \$11.50 am - 8.00

# **EXHIBIT** E

# R&L CERTIFIED AUTO GROUP

1 1723 IH 35N, SAN ANTONIO, TX 78233 5631 NW LOOP 410 SAN ANTONIO, TX 78238

08/01/2022

Briana Balderas 210-900-6331 Bbalderas09@yahoo.com

Dear Briana

We are pleased to offer you the full-time position of Funding Specialist at Ruiz and Louvin Enterprises with a start date of 8/08/2022. You will be reporting directly to Eric Louvin at our Corporate Business Office, located at 5631 NW Loop 410, San Antonio, TX 78238. We believe your skills and experience are an excellent match for our company.

In this role, you will be required to get all deals ready to be sent to lenders. This includes, but is not limited to, auditing, scanning, uploading, copying and preparing documents to be sent via FedEx. You will also be responsible for communicating directly with lenders as to the funding status and any additional requirements that the lender may have. You will liaise with Sales Managers, Sales staff, the General Manager and Owner of the company. While these will be the main focus of your position, you will also be given an opportunity to learn various other duties in the company, should you choose to improve your standing in the Company.

The starting wage for this position is \$20 per hour, to be paid on a semi-monthly basis by check, starting on 8/25/2022. In addition to this starting salary, we're offering the following benefits:

- Off on all major holidays ie: New Year's Day, Labor Day, etc.
- Thanksgiving will range from 3-5 days off
- Christmas will range from 3-5 days off
- 1 week paid vacation after completing one (1) year of employment
- Medical and Dental available after 60 days of employment
- Christmas Savings available after 90 days of employment

Your employment with Ruiz and Louvin Enterprises will be on an at-will basis, which means you and the company are free to terminate the employment relationship at any time for any reason. This letter is not a contract or guarantee of employment for a definitive period of time.

Please confirm your acceptance of this offer by signing and returning this letter by August 8, 2022.

We are excited to have you join our team! If you have any questions, please feel free to reach out at any time.

Megan Louvin
Office Manager

Signature: Recure Ralders

Printed Name: Briana Balders

Date: 8/5/22

Sincerely,

USTER 2 bur

### Briana R. Balderas

210-900-6331

7940 Pipers Creek Apt 1733, San Antonio, TX •210.323.7511 •bbalderas09@yahoo.com

**Objective:** Seeking an opportunity to start a career with a company utilizing my critical and analytical skills, and years of experience in customer service

### SKILLS

- Well organized and efficient at completing work related objectives
- Strong computer skills (Outlook, Excel, Word, and Powerpoint), exceptional communication skills and phone etiquette
- Great typing skills
- Task oriented and adaptable to new protocols and procedures
- Ability to provide support and guidance to customers/clients
- Customer Relation Skills
- Data Entry
- Telephone Answering 12-Line System

Computer Systems: Cisco unified communication, Dealer Track, ADP, Honda Interactive, Dealertrack, VinSolutions, Outlook,TRAC,RPA,Share Holders, Excel, Microsoft word,CDK,Dealer Logix

## Experience:

## Infiniti Of San Antonio-San Antonio, Texas

Oct 2018-Present

- Warranty Booker/Cashier
  - Book warranty Claims for Service
  - Gather Operation Codes for service work and book into CDK
  - Responsible for time keeping of technician times on Repair Orders
  - Closes all Repair orders accurately and in a timely manner
  - Accept payments by cash, credit cards and checks from customers for repairs, parts, and other services.

Analyze Claims for determination off appropriate disposition according to established guidelines

- Records receipts, delivery of change and other transactions throughout the shift
- Follows up on payment of outstanding claims

## Anew/Abbie Healthcare- San Antonio, Texas EVV Coordinator/Administrative/HR Assistant-

May 2018- Oct 2018

- Reconcile Providers Clock in/Out
- Audit/ Verify Billable hours
- Run OIG
- Create New Hire Folders
- Obtain Up to date Nursing License/Car Insurance

## Randstad: Capital Group – San Antonio, Texas Retirement Plan Services

August 2016 - Oct 2017

- Set up retirement plans
- Processed distributions, loans, hardships, and rollovers for retirement plans
- Communicated with third party administrators, participants and plan sponsors to resolve missing items for documents needing to be processed

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Northwest Vista Community College **Diploma** William Howard Taft High School

2009-2010

References: Furnished on request

NOV 0 9 2022

## R&L Certified Auto Group Christmas Savings Plan

## Guidelines and Enrollment for Salaried and Hourly Employees

2022

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The Christmas Savings Account Plan is designed to help employees set money aside for holiday spending and allow them to earn an employer contributed amount equal to their contribution.

## Guidelines:

Employee Eligibility: An employee must complete 3 months of continuous employment to be eligible for enrollment.

Employee Contribution: Upon enrollment the employee may contribute up to 5% of their Gross

taxes. These a	amounts will be to be deducte	deducted from	on and will not lot the employee's	ower the amou paycheck. The	nt the employee pays in employee will designate
1%	2%	3%	4%	5%	_ Flat Amt. <u>\$20.0</u> 0
Emplo qualifies unde	oyer Contribution r the eligibility	on: R&L Auto Gro guidelines listed	oup will match th above, up to \$60	ne contribution 00.	, of any employee who
employment v amounts dedu	vith R&L Auto ( octed from the	es: If an employe Group, before the employee's wage or employer contr	e date of distribues. At the time o	ition, the emplo f termination, o	starily ends their oyee will receive only the or voluntary separation, the
By signing belo Certified Auto	ow I, <u>Brian</u> Group Christm	a Balder as Savings Plan.	agree t	to the terms of	participation in the R&L
8/8/	22			Brian	Balduess
Pate				Signature	

## WESTWOOD CHILDREN'S DENTISTRY

PEGHA KARIMI DDS. 11310 Culebra Rd #120 SAN ANTONIO,TX 78253 TELEPHONE (210)688-2204

## **EXCUSE SLIP**

DATE_	09/13/2022
Patient due to	parent of Jayden and Khloe Gutierrez is to be excused from school today dental treatment and will return
on	09/13/2022 .
Thank	you!

Pegha Karimi DDS, PC

Pegha Kanin

## R&L CERTIFIED AUTO GROUP EMPLOYEE TIME-OFF REQUEST FORM

Today's Date: 4/27/22
Employee's Name: Briana Balduras
Store Location: Bandle a
Time-Off Request Beginning on: 11/10/22
Time-Off Request Ending on: 11/14/22
Reason for Request
Vacation Funeral / Bereavement Jury Duty Medical Reason
Personal Day    Other Reason:
All requests for time off must be submitted with at least 30 days notice. Time off will be taken with vacation time. If an employee does not have any vacation time the request time off will be without pay. All requests must be approved by the upper management team.
Employee's Signature: Date: 9/27/22
Employer's Decision
Approved _ Rejected
Employer's Signature:

## R&L CERTIFIED AUTO GROUP EMPLOYEE TIME-OFF REQUEST FORM

Today's Date: 4721722
Employee's Name: Briana Balderas
Store Location: Bandera
Time-Off Request Beginning on: Dec 2, 2002   Day
Time-Off Request Ending on:
•
Reason for Request
Vacation Funeral / Bereavement Jury Duty Medical Reason
Personal Day Other Reason: Wedding
All requests for time off must be submitted with at least 30 days notice. Time off will be taken with vacation time. If an employee does not have any vacation time the request time off will be without pay. All requests must be approved by the upper management team.
Employee's Signature Date: 9/27/22
Employer's Decision
Approved Rejected
Employer's Signature:

## R&L Certified Auto Group Christmas Savings Plan

## Guidelines and Enrollment for Salaried and Hourly Employees

2023

~	375	-		
1 1	Ve	n	-	A / .

The Christmas Savings Account Plan is designed to help employees set money aside for holida
spending and allow them to earn an employer contributed amount equal to their contribution.

## Guidelines:

Employee Eligibility: An employee must complete 3 months of continuous employment to be eligible for enrollment.

Employee Contribution: Upon enrollment the employee may contribute up to 5% of their Gross Pay. This amount IS NOT a pre-tax contribution and will not lower the amount the employee pays in taxes. These amounts will be deducted from the employee's paycheck. The employee will designate the percentage to be deducted below

		o se deddeted i	ociow.				
1%		2%	3%	4%	5%	Flat Amt. 25 per ch	uck
qualifi	Employe es under th	r Contribution: ne eligibility guid	R&L Auto Group delines listed abo	o will match the pove, up to \$600.	contribution, of	any employee who	
amoui	yment with nts deducte	h R&L Auto Gro ed from the em	If an employee up, before the da ployee's wages. mployer contribu	ate of distribution At the time of to	n, the employe	ily ends their e will receive only the oluntary separation, the	
	w	T)	_				

By signing below I, Briana Ralderas agree to the terms of participation in the R&L Certified Auto Group Christmas Savings Plan.

Print Name

Date

Signature

JAN 11 0 2023

**LOUVIN 00083** 



## Employee Vacation/Personal Time Off Policy

2023

The following is the vacation and personal time off policy for R&L Certified Auto Group, and it applies to all personnel, which includes hourly, salary, and commission-based employees.

## Vacation (paid and non-paid)

All employees who have completed one year of employment are eligible to take paid vacation. However, there are a few parameters.

- All time off must be submitted in writing at least 30 days in advance
- If an employee does not have available vacation time, they may submit a request for unpaid vacation days.
- A written request that is submitted within the appropriate time frame is not a guarantee of approval
- All requests must be submitted through your immediate supervisor and all requests must be approved by Eric Louvin.

## Personal Time Off Requests

An employee who needs to take time off for personal reasons like Doctor's appointments, school events, or family events, etc. will need to speak directly to their immediate supervisor and the following parameters will apply.

- The employee will need to speak with their supervisor as soon as the need for time off becomes known
- Personal time off requests need to be tendered within at least 24 hours prior to when the time off is needed
- The request may need to be approved by Eric Louvin
- The employee will need to discuss how the time will be made up ie: work through lunch, work late, or forfeit their normal day off.



Briana Balderas <r.lautogroupfunding@gmail.com>

Fwd: Excuse

1 message

briana balderas <br/>bbalderas2822@yahoo.com>

To: r.lautogroupfunding@gmail.com

Thu, Apr 13, 2023 at 11:28 AM

Sent from my iPhone

Begin forwarded message:

From: Jagger Hernandez < jaggerl.hernandez@gmail.com>

Date: April 13, 2023 at 9:15:03 AM CDT

To: bbalderas2822@yahoo.com

Subject: Excuse

To whom it may concern,

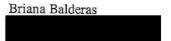
Today Ms. Balderas had an appointment today at our office on 4/13/23 at 9:00am. Please use this as an excuse for her absence.

Kindly,

Jagger L. Hernandez MS, LPC.

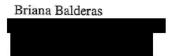
## Bandera Pointe Family Dental Alexandria Gibbs DDS & Deborah Keepers DDS 11309 Bandera Rd, Ste. 101 San Antonio, TX 78250 210-776-7266

Patient Name: Briana Ra	Ideras
Appointment Date: 5 2 23	
Patient came into our office for de	ental treatment. Thank you!
Signature:	Bandera Pointe Family Dental Alexandria Gibbs DDS
	11309 Bandera Rd. Suite 101 San Antonio, Tx 78250



Employee Pay Stub	Check number: 13508		
	Grieck number: 13508	Pay Period: 08/08/2022 - 08/10/2022	Pay Date: 08/19/2022
Employee	a	SSN	
Briana Balderas		3311	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			480.00	480.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee		ч	0.00 0.00 -29.76 -6.96	0.00 0.00 -29.76 -6.96
			-36.72	-36.72
Net Pay			443.28	443.28



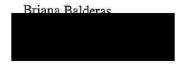
	heck number: 13521	Pay Period: 08/11/2022 - 08/15/2022	Pay Date: 08/25/2022
Employee	a	SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			640.00	1,120.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -10.00 -39.68 -9.28	0.00 -10.00 -69.44 -16.24
			-58.96	-95.68
Net Pay			581.04	1 024 32



Employee Pay Stub	Chi	eck number:	13600		Pay Period: 08/16/2022 - 08/31/2022	Pay Date: 09/09/2022
Employee Briana Balderas,					SSN	
Earnings and Hours	Qty	Rate	Current	YTD Amount		

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,120.00	2,240.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -61.00 -69.44 -16.24	0.00 -71.00 -138.88 -32.48
			-146.68	-242.36
Net Pay			973.32	1,997.64



Employee Pay Stub	Check number: 13683	Pay Period: 09/01/2022 - 09/15/2022	Pay Date: 09/26/2022
Employee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	3,840.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -119.00 -99.20 -23.20	0.00 -190.00 -238.08 -55.68
			-241.40	-483.76
Net Pay			1,358.60	3 356 24

## Briana Balderas

Employee Pay Stub	Check number: 13742	Pay Period: 09/16/2022 - 09/30/2022	Pay Date: 10/10/2022
Employee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	5,440.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		×	0.00 -119.00 -99.20 -23.20	0.00 -309.00 -337,28 -78.88
			-241.40	-725.16
Net Pay			1.358.60	4.714.84

## Briana Balderas

Employee Pay Stub	Check number: 13809	Pay Period: 10/01/2022 - 10/15/2022	Pay Date: 10/25/2022	-
Employee		SSN		

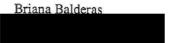
Briana Balderas,

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	7,040.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee		_	0.00 -119.00 -99.20 -23.20	0.00 -428.00 -436.48 -102.08
		9.	-241.40	-966.56
Net Pay			1.358.60	6.073.44

## Briana Balderas

Employee Pay Stub	Check number: 13892	Pay Period: 10/16/2022 - 10/31/2022	Pay Date: 11/09/2022
Employee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	8,640.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-119.00	-547.00
Social Security Employee			-99.20	-535.68
Medicare Employee			-23.20	-125.28
		₽	-241.40	-1,207.96
Net Pay			1.358.60	7 432 04



Employee Pay Stub	Check number: 13960	Pay Period: 11/01/2022 - 11/15/2022	Pay Date: 11/25/2022
Employee		SSN	

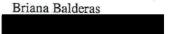
Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,120.00	9,760.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-61.00	-608.00
Social Security Employee			-69.44	-605.12
Medicare Employee		_	-16.24	-141.52
			-146.68	-1,354.64
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-20.00	-20.00
Net Pay			953.32	8.385.36

## Briana Balderas

 Employee Pay Stub
 Check number: 14024
 Pay Period: 11/16/2022 - 11/30/2022
 Pay Date: 12/09/2022

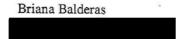
 Employee
 SSN

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,120.00	10,880.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-61.00	-669.00
Social Security Employee			-69.44	-674.56
Medicare Employee		1	-16.24	-157.76
			-146.68	-1,501.32
Adjustments to Net Pay		¥	Current	YTD Amount
Xmas Savings			-20.00	-40.00
Net Pay			953.32	9,338.68



Employee Pay Stub	Check number: 14108	Pay Period: 12/01/2022 - 12/15/2022	Pay Date: 12/23/2022
Employee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	12,480.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-119.00	-788.00
Social Security Employee			-99.20	-773.76
Medicare Employee			-23.20	-180.96
			-241.40	-1,742.72
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings		Š.	-20.00	-60.00
Net Pay			1,338.60	10,677.28



VOID: Payroll Service funds recovered

Employee Pay Stub	Check number: 14186		Pay Period: 12/16/2022 - 12/31/2022	Pay Date: 01/10/2023
Employee			SSN	
iana Balderas,				19
axes	Current	YTD Amount	Memo	
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee				
ederal Withholding Social Security Employee	0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00	VOID: Payroll Service funds recovered	
ederal Withholding ocial Security Employee	0.00 0.00	0.00	VOID: Payroll Service funds recovered	

## Briana Balderas

Employee Pay Stub	Check number: 14280 Pay Period: 01/01/2023 - 01/15/2023		Pay Period: 01/01/2023 - 01/15/2023	Pay Date: 01/25/2023		
Employee					SSN	
Briana Balderas,						
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,600.00	3,040.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -114.00 -99.20 -23.20	0.00 -208.00 -188.48 -44.08		
			-236.40	-440.56		BK
Adjustments to Net Pay			Current	YTD Amount		
Xmas Savings			-25.00	-50.00		
Net Pay			1.338.60	2 549 44		

## Briana Balderas

Xmas Savings

**Net Pay** 

Employee Pay Stub	Check number: 14361			yee Pay Stub Check number: 14361 Pay Period: 01/16/2023 - 01/31/2023					
Employee					SSN				
Briana Balderas, 7									
Earnings and Hours	Qty	Rate	Current	YTD Amount					
Salary			1,600.00	4,640.00					
Taxes		×	Current	YTD Amount					
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -114.00 -99.20 -23.20	0.00 -322.00 -287.68 -67.28					
Adjustments to Net Pay			-236.40 Current	-676.96 YTD Amount					

-75.00

3,888.04

-25.00

1,338.60

## Briana Balderas

Employee Pay Stub	Check number: 14443	Pay Period: 02/01/2023 - 02/15/2023	Pay Date: 02/24/2023
Employee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount	
Salary			1,600.00	6,240.00	
Taxes			Current	YTD Amount	
Medicare Employee Addl Tax			0.00	0.00	
Federal Withholding			-114.00	-436.00	
Social Security Employee			-99.20	-386.88	
Medicare Employee		-	-23.20	-90.48	
			-236.40	-913.36	
Adjustments to Net Pay			Current	YTD Amount	
Xmas Savings			-25.00	-100.00	
Net Pav			1 222 50	E 226 64	

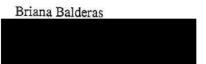


Employee Pay Stub	Ch	eck number:	: 14532		Pay Period: 02/16/2023 - 02/28/2023	Pay Date: 03/10/2023
Employee					SSN	
Briana Balderas, 7						
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,600.00	7,840.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -114.00 -99.20 -23.20	0.00 -550.00 -486.08 -113.68		
A.P			-236.40	-1,149.76		
Adjustments to Net Pay			Current	YTD Amount		
Xmas Savings			-25.00	-125.00		*
Net Pay		×	1,338.60	6,565.24		

## Briana Balderas

Employee Pay Stub	Check number: 14628 Pay Period: 03/01/2023 - 03/15/2				Pay Period: 03/01/2023 - 03/15/2023	Pay Date: 03/24/2023
Employee		×			SSN	
Briana Balderas,					301	
Earnings and Hours	Qty	Rate	Current	YTD Amount		
Salary			1,440.00	9,280.00		
Taxes			Current	YTD Amount		
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		×	0.00 -94.00 -89.28 -20.88	0.00 -644.00 -575.36 -134.56		
No. 100 and 10			-204.16	-1,353.92		
Adjustments to Net Pay			Current	YTD Amount		
Xmas Savings			-25.00	-150.00		
Net Pay			1,210.84	7,776.08		

Net Pay



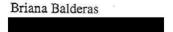
Employee Pay Stub	Check number: 14708				Pay Period: 03/16/2023 - 03/31/2023 Pay Date: 04/10/202				
Employee					COM				
Briana Balderas									
Earnings and Hours	Qty	Rate	Current	YTD Amount					
Salary			1,600.00	10,880.00					
Taxes			Current	YTD Amount					
Medicare Employee Addl Tax Federal Withholding Social Security Employee Medicare Employee		5	0.00 -114.00 -99.20 -23.20	0.00 -758.00 -674.56 -157.76					
			-236.40	-1,590.32					
Adjustments to Net Pay			Current	YTD Amount					
Xmas Savings			-25.00	-175.00					

-175.00

9,114.68

-25.00

1,338.60



mployee Pay Stub	Check number: 14796	Pay Period: 04/01/2023 - 04/15/2023	Pay Date: 04/25/2023
mployee		SSN	

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	12,480.00
Taxes			Current	YTD Amount
Medicare Employee Addl Tax			0.00	0.00
Federal Withholding			-114.00	-872.00
Social Security Employee		*	-99.20	-773.76
Medicare Employee		_	-23.20	-180.96
			-236.40	-1,826.72
Adjustments to Net Pay			Current	YTD Amount
Xmas Savings			-25.00	-200.00
Net Pay			1,338.60	10.453.28



Employee Pay Stub	Ch	eck number:	14879	The second second	Pay Period: 04/16/2023 - 04/30/2023	Pay Date: 05/10/2023
Employee					201	
Briana Balderas,						
Earnings and Hours						

Earnings and Hours	Qty	Rate	Current	YTD Amount
Salary			1,600.00	14,080.00
Taxes			Current	YTD Amount
Medicare Employee Addi Tax Federal Withholding Social Security Employee Medicare Employee			0.00 -114.00 -99.20 -23.20	0.00 -986.00 -872.96 -204.16
Adjustments to Net Pay			-236.40 Current	-2,063.12 YTD Amount
Xmas Savings			-25.00	-225.00
Net Pay			1,338.60	11,791.88

Case 5:23-cv-00911-XR Document 18 Filed 04/05/24 Page 211 of 220

# R&L Certified Auto Group Sun Jan 1 - Tue Jan 31, 2023

Briana Balderas

89	Hire
	date
	8/8/2
	22

Out	0.2	0.01	0001.	<b>L</b> /(I (	<b>D</b> 00	union	10	ı ilcu	0-1/0	J/ Z-1	ı ağı	,	01 220
Totals for Briana Balderas	Tue Jan 31	Mon Jan 30	Fri Jan 27	Thu Jan 26	Wed Jan 25	Tue Jan 24	Mon Jan 23	Fri Jan 20	Thu Jan 19	Wed Jan 18	Tue Jan 17	Mon Jan 16	Date
	Funding Specialist	Role											
	\$20.00/hr	Wage rate											
	9:02 am - 4:30 pm	8:23 am - 4:46 pm	8:31 am - 4:46 pm	8:25 am - 4:35 pm	8:31 am - 4:34 pm	8:32 am - 4:37 pm	8:34 am - 4:30 pm	8:15 am - 4:38 pm	8:25 am - 4:30 pm	8:30 am - 4:30 pm	8:30 am - 4:30 pm	8:30 am - 4:30 pm	Time card
96.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8,00	8,00	8.00	8.00	Scheduled hours
96.79	7.47	8.38	8.25	8.17	8.05	8.08	7.93	8.38	8.08	8.00	8.00	8.00	Actual hours
0.79	-0.53	0.38	0.25	0.17	0.05	0.08	-0.07	0.38	0.08	0.00	0.00	0,00	Actual vs. scheduled
93.92	7.27	8.38	8.25	8.17	7.60	7.08	7.66	7.93	8.08	8.00	7.50	8,00	Regular hours
2.87	0.20	0.00	0.00	0.00	0.45	1.00	0.27	0.45	0.00	0.00	0.50	0.00	Unpaid breaks
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0,00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00 0.00	0.00	0.00 0.00	0.00	0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	РТО
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00 0.00	0.00	0.00	0.00	PTO Holiday pay

## Case 5:23-cv-00911-XR Document 18 Filed 04/05/24 Page 212 of 220

# Briana Balderas

R&L Certified Auto Group Wed Feb 1 - Tue Feb 28, 2023

				1				-			1	9		
Tue Feb 14	Tue Feb 14	Mon Feb 13	Mon Feb 13	Fri Feb 10	Thu Feb 9	Thu Feb 9	Wed Feb 8	Wed Feb 8	Tue Feb 7	Mon Feb 6	Fri Feb 3	Thu Feb 2	Wed Feb 1	Date
Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Role
\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	Wage rate
3:49 pm - 4:30 pm	8:24 am - 2:50 pm	3:29 pm - 4:44 pm	8:17 am - 2:27 pm	8:11 am - 4:56 pm	3:54 pm - 4:32 pm	8:25 am - 1:34 pm	3:54 pm - 4:32 pm	8:22 am - 3:08 pm	8:41 am - 4:31 pm	8:20 am - 4:01 pm	8:25 am - 4:30 pm	8:22 am - 4:38 pm		Time card
0.00	8,00	0.00	8.00	8.00	0.00	8.00	0.00	8.00	8.00	8.00	8,00	8.00	8.00	Scheduled hours
0.68	6.43	1.25	6.17	8.75	0.63	5.15	0.63	6.77	7.83	7.68	8.08	8.27	0.00	Actual hours
0.68	-1.57	1.25	-1.83	0.75	0.63	-2.85	0.63	-1.23	-0.17	-0.32	0.08	0.27	-8.00	Actual vs. scheduled
0.68	6.43	1.25	6.17	8.75	0.63	5.15	0.63	6.77	7.83	7.68	8.08	7.32	0.00	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.95	0.00	Unpaid breaks
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	PTO
0.00	0.00	0.00	0.00	0.00	0.00	0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

Case 5:23-cv-	-0091	L1-XR	Doc	ume	nt 18	File	d 04/0	)5/24	Pag	e 213	3 of 22	20	
	Totals for Briana Balderas	Tue Feb 28	Mon Feb 27	Fri Feb 24	Thu Feb 23	Wed Feb 22	Tue Feb 21	Mon Feb 20	Fri Feb 17	Fri Feb 17	Thu Feb 16	Wed Feb 15	Wed Feb 15
		Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist
6		\$20.00/hr 8	\$20.00/hr <sup>8</sup>	\$20.00/hr <sup>8</sup>	\$20.00/hr {	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20,00/hr	\$20,00/hr
*		8:46 am - 3:30 pm	8:43 am - 4:30 pm	8:32 am - 4:30 pm	8:27 am - 4:30 pm	8:24 am - 3:38 pm	8:20 am - 4:30 pm	8:50 am - 4:30 pm	3:52 pm - 4:30 pm	8:24 am - 2:31 pm	8:23 am - 4:36 pm	2:20 pm - 4:36 pm	8:28 am - 1:18 pm
ē	160.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	0.00	8.00	8.00	0.00	8.00
	143.99	6.73	7.78	7.97	8.05	7.23	8.17	7.67	0.63	6.12	8.22	2.27	4.83
P	-16.01	-1.27	-0.22	-0.03	0.05	-0.77	0.17	-0.33	0.63	-1.88	0.22	2,27	-3.17
	143.04	6.73	7.78	7.97	8.05	7.23	8.17	7.67	0.63	6.12	8.22	2.27	4.83
	0.95	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
-40	0.00	0.00	0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	0.00 0.00	0.00 0.00	0.00 0.00	0,00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00
**													

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# Briana Balderas

R&L Certified Auto Group Wed Mar 1 - Fri Mar 31, 2023

Thu Mar 16	Wed Mar 15	Tue Mar 14	Fri Mar 10	Fri Mar 10	Thu Mar 9	Wed Mar 8	Tue Mar 7	Mon Mar 6	Fri Mar 3	Fri Mar 3	Thu Mar 2	Wed Mar 1	Wed Mar 1	Date
Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Role
\$20.00/hr	\$20,00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20,00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	Wage rate
8:23 am - 4:35 pm	8:27 am - 4:30 pm	8:21 am - 4:30 pm	3:45 pm - 4:30 pm	8:35 am - 2:46 pm	8:24 am - 4:38 pm	8:25 am - 2:30 pm	8:27 am - 4:48 pm	8:27 am - 4:30 pm	3:25 pm - 4:30 pm	8:25 am - 2:34 pm	8:27 am - 4:30 pm	3:50 pm - 4:50 pm	8:26 am - 3:00 pm	Time card
0.00	0.00	0.00	0,00	8.00	8.00	8.00	8.00	8.00	0.00	8.00	8,00	0.00	8.00	Scheduled hours
8.20	8.05	8.15	0.75	6,18	8.23	6.08	8,35	8.05	1.08	6.15	8.05	1.00	6.57	Actual hours
8.20	8.05	8.15	0.75	-1.82	0.23	-1.92	0.35	0.05	1.08	-1.85	0,05	1.00	-1.43	Actual vs. scheduled
8.20	8.05	8.15	0.75	6.18	8.23	6.08	8.35	8.05	1.08	6.15	8.05	1.00	6.57	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	PTO
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

Ca	Case 5:23-cv-00911-XF					cume	nt 18	File	d 04/0	05/24	Pag	je <b>21</b> 5	5 of 22	20	
Totals for Briana Balderas	Fri Mar 31	Thu Mar 30	Thu Mar 30	Wed Mar 29	Tue Mar 28	Mon Mar 27	Fri Mar 24	Fri Mar 24	Thu Mar 23	Wed Mar 22	Wed Mar 22	Wed Mar 22	Tue Mar 21	Mon Mar 20	Fri Mar 17
	Funding Specialist														
	\$20.00/hr 8:25 am -	\$20.00/hr	\$20.00/hr	\$20.00/hr 8:24 am -	\$20.00/hr	\$20,00/hr	\$20.00/hr								
	8:25 am -	4:33 pm - 4:33 pm	8:29 am - 2:45 pm	8:24 am -	8:25 am - 4:30 pm	8:37 am - 4:30 pm	3:14 pm - 4:37 pm	8:33 am - 2:17 pm	8:27 am - 4:38 pm	3:06 pm - 4:35 pm	2:06 pm - 3:06 pm	8:31 am - 1:45 pm	8:21 am - 4:48 pm	8:30 am - 2:20 pm	8:29 am - 4:30 pm
144.00	8.00	0.00	8.00	8.00	8.00	8.00	0,00	8.00	8.00	0.00	0.00	8.00	8.00	8.00	0.00
152,42	0.00	0.00	6.27	0.00	8.08	7.88	1.38	5.73	8.18	1.48	1.00	5.23	8,45	5,83	8.02
8,42	-8.00	0.00	-1.73	-8.00	0,08	-0.12	1.38	-2.27	0.18	1.48	1.00	-2.77	0.45	-2,17	8.02
152.42	0.00	0.00	6.27	0.00	8.08	7.88	1.38	5.73	8.18	1.48	1.00	5.23	8.45	5,83	8.02
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00

## Case 5:23-cv-00911-XR Document 18 Filed 04/05/24 Page 216 of 220 Briana Balderas

R&L Certified Auto Group Sat Apr 1 - Sun Apr 30, 2023

_	<	_	_	:21	_									10
Thu Apr 13	Wed Apr 12	Wed Apr 12	Tue Apr 11	Tue Apr 11	Mon Apr 10	Mon Apr 10	Fri Apr 7	Thu Apr 6	Thu Apr 6	Wed Apr 5	Tue Apr 4	Mon Apr 3	Mon Apr 3	Date
Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Fundinġ Specialist	Funding Specialist	Role
\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	Wage rate
3:49 pm - 4:30 pm	12:50 pm - 4:30 pm	8:09 am - 11:57 am	2:13 pm - 4:36 pm	8:22 am - 1:26 pm	2:41 pm - 4:40 pm	8:26 am - 1:47 pm	8:48 am -	3:40 pm - 4:50 pm	8:22 am - 2:40 pm	8:32 am - 4:38 pm	8:30 am - 5:01 pm	2:44 pm - 4:30 pm	8:28 am - 2:12 pm	Time card
8,00	0.00	8.00	0.00	8.00	0.00	8.00	8.00	0.00	8.00	8.00	8.00	0.00	8.00	Scheduled hours
0.68	3.67	3.80	2.38	5.07	1.98	5.35	0.00	1.17	6.30	8.10	8.52	1.77	5.73	Actual hours
-7.32	3.67	-4.20	2.38	-2.93	1.98	-2.65	-8,00	1.17	-1.70	0.10	0.52	1.77	-2.27	Actual vs. scheduled
0.68	3.67	3.80	2.38	5.07	1.98	5.35	0.00	1.17	6.30	8.10	8.52	1.77	5.73	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0,00	0.00	0.00	0.00	OT
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	PTO
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00 0.00	Holiday pay

	Ca	ıse 5:	23-cv	-0091	L1-XR	Do	cume	nt 18	File	d 04/0	5/24	Pag	e 217	of 22	20	
Fri Apr 28	Thu Apr 27	Wed Apr 26	Tue Apr 25	Tue Apr 25	Mon Apr 24	Mon Apr 24	Fri Apr 21	Thu Apr 20	Thu Apr 20	Wed Apr 19	Wed Apr 19	Tue Apr 18	Tue Apr 18	Mon Apr 17	Mon Apr 17	Fri Apr 14
Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist
\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20,00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr						
8:44 am - 4:30 pm	8:32 am - 12:30 pm	8:35 am - 4:31 pm	3:30 pm - 4:34 pm	8:29 am - 2:43 pm	3:54 pm - 4:33 pm	8:27 am - 3:42 pm	8:22 am - 2:45 pm	2:33 pm - 4:44 pm	8:32 am - 1:25 pm	3:53 pm - 4:30 pm	8:23 am - 2:55 pm	2:47 pm - 4:30 pm	, 8:16 am - 2:05 pm	3:56 pm - 4:52 pm	8:27 am - 2:48 pm	8:18 am - 4:40 pm
8.00	8.00	8.00	0.00	8.00	0.00	8.00	8.00	0.00	8.00	0.00	8.00	0.00	8.00	0.00	8.00	8.00
277	200											3				
7.77	3,97	7.93	1.07	6.23	0.65	7.25	6.38	2.18	4.88	0.62	6.53	1.72	5.82	0.93	6.35	8.37
-0.23	-4,03	-0.07	1.07	-1.77	0.65	-0.75	-1.62	2.18	-3.12	0.62	-1.47	1.72	-2.18	0.93	-1.65	0.37
7.77	3.97	7.93	1.07	6.23	0.65	7.25	6.38	2.18	4.88	0.62	6.53	1.72	5.82	0.93	6.35	8.37
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00 0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0,00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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# Briana Balderas

R&L Certified Auto Group Mon May 1 - Wed May 31, 2023

Wed May 10	Wed May 10	Tue May 9	Mon May 8	Mon May 8	Fri May 5	Fri May 5	Thu May 4	Thu May 4	Wed May 3	Wed May 3	Tue May 2	Mon May 1	Mon May 1	Date
Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Funding Specialist	Role
\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20.00/hr	\$20,00/hr	\$20.00/hr	Wage rate							
3:07 pm - 4:32 pm	8:25 am - 2:02 pm	8:30 am - 12:17 pm	12:39 pm - 4:32 pm	8:34 am - 11:21 am	3:25 pm - 4:31 pm	8:39 am - 2:32 pm	3:30 pm - 4:30 pm	8:35 am - 3:00 pm	3:30 pm - 4:30 pm	1:24 pm - 2:22 pm	8:33 am - 2:36 pm	2:13 pm - 5:05 pm	8:27 am - 1:31 pm	Time card
0.00	8.00	8,00	0.00	8,00	0,00	8.00	0.00	8.00	8.00	0.00	8.00	0.00	8.00	Scheduled hours
1.42	5.62	3.78	3.88	2.78	1.10	5.88	1.00	6,42	1.00	0.97	6.05	2.87	5.07	Actual hours
1.42	-2.38	-4.22	3.88	-5.22	1.10	-2.12	1.00	-1.58	-7.00	0.97	-1.95	2,87	-2.93	Actual vs. scheduled
1.42	5.62	3.78	3,88	2,78	1.10	5,88	1.00	6.42	1.00	0.97	6.05	2,87	5.07	Regular hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Unpaid breaks
0.00	0.00	0.00	0,00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	OT hours
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	PTO
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Holiday pay

## 

Totals for Briana Balderas	Mon May 15	Fri May 12	Thu May 11	
	Funding Specialist	Funding Specialist	Funding Specialist	
	\$20.00/hr	\$20.00/hr	\$20.00/hr	
	\$20.00/hr 8:40 am - 2:00	\$20.00/hr 8:30 am - 3:33 8.0	\$20.00/hr 8:25 am - 3:30 8	
88.00	8.00	8.00	8.00	
67.30	5.33	7.05	7.08	
-20.70	-2.67	-0.95	-0.92	
67.30	5.33	7.05	7.08	
0.00	0.00	0.00	0.00	
0.00	0.00	0.00	0.00	
0.00	0.00	0.00	0.00	
0.00	0.00	0.00	0.00	